CUMULATIVE INDEX

TO THE CONVEYANCER, VOLUMES 21–38

This index covers Volumes 21–33 of the Conveyancer (magazine and Precedents) and Volumes 34 to 38 (magazine only). As from 1970 (Volume 34) the Precedents have been issued as a separate, loose-leaf publication complete with a cumulative index.

ACCUMULATIONS,
advancement, *25*, 163
beyond statutory period, *21*, 293; *25*, 273
during minority of grandchildren, *22*, 165
perpetuities, *21*, 295
power of advancement, *24*, 240
power of appointment, *36*, 436
ACKNOWLEDGMENT,
for production, *22*, **780**; *23*, 115; *24*, **775**
ADEMPTION,
bequest of shares, *21*, 73
election or, *21*, 70
ADMINISTRATION OF ASSETS,
marshalling, *24*, 76
ADMINISTRATION OF ESTATES,
charge on property specifically devised, *26*, 315
conflict of laws, *26*, 154
escheat, *37*, 353
hotchpot, *26*, 239
joint bank accounts, *32*, 230
marshalling, *26*, 75
servicemen, *35*, 420
ADMINISTRATIVE LAW,
preclusive clauses, *35*, 316
town and country planning, *36*, 375
ADMINISTRATORS,
pendente lite, *22*, 304
postal applications for grant, *23*, 242
small payments, *29*, 422
ADOPTION,
wills, conflict of laws, *21*, 237, 391
ADVANCEMENT,
control, of power by court, *38*, 293
creation of sub-trusts, *23*, 27
delegation by trustees, *23*, 396, 423
estate duty, *25*, 364
gift to charity with beneficiary's consent, *30*, 323
husband and wife, *23*, 54, 221
inquiry as to use by beneficiary, *22*, 144
intestacy, *21*, 74, 309
perpetuities, *22*, 300
ADVANCEMENT—*cont.*
personalty, *30*, 223
power of, *22*, 413, **740**, **774**; *23*, **676**; *24*, 240; *25*, 163, 240, 353; *27*, 65, 421; *31*, 461
power to appoint investments, *22*, **755**
restriction, *23*, **682**
ADVERTISEMENTS,
agreement for erection of hoardings around a church site, *28*, **729**
licence to display, *23*, 142
rating, *25*, 215
AGENCY,
agreement, *27*, 233, **739**
commission, *26*, 474
common, *23*, 305
deposit paid to agent, *23*, 220
AGREEMENT,
between contractor and sub-contractor, *22*, **686**
between shareholders, *22*, **783**
for aerial on church steeple, *27*, **691**
for conversion of building into hotel, *31*, **754**
for development and disposal of housing estate *33*, **671**
for erection of hoardings around church site, *28*, **729**
for merger between businessmen, *27*, **670**
for sale by tender, *25*, **761**
for sale with contract to build house, *21*, **651**
for servicing machinery, *21*, **719**
not to sell except with vacant possession, *22*, **663**
price increased for planning permission, *26*, **749**, **751**, **753**
quarrying, *22*, **723**
sale of "know-how," *26*, 366, 410, **727**
AGRICULTURAL HOLDINGS,
Agriculture Act 1967...*31*, 405
approval by Minister, *24*, 362
arbitration, *24*, 476
assignment, *25*, 360

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

AGRICULTURAL HOLDINGS—*cont.*
compensation, notice of intention to claim, *24*, 372
compulsory acquisition, *33*, 313
conditional award, *30*, 72
crops left on holding, *25*, 244
death of tenant, *24*, 367; *36*, 229
estate management, *36*, 282
farm structure, *31*, 406
farming partnership, *32*, **655**
fixtures, removal, *24*, 369
further notice to quit,
subsequent agreement to withdraw first notice to quit, *38*, 57
good estate management, *24*, 367, 434
grazing, *25*, 441; *35*, 371
grazing agreement, *21*, 310; *24*, 361
hill land, *31*, 409
improvements, *24*, 193
interest less than tenancy from year to year, *27*, 309
joint tenancy, *34*, 205; *35*, 57
jurisdiction of arbitrator, *30*, 328
material development, *33*, 156
mortgage, *35*, 360
mortgage created prior to, effect of s. 172 L.P.A. 1925...*38*, 41
non-payment of rent, *29*, 319
notice to quit, *21*, 95; *22*, 305, 306; *24*, 26, 155; *28*, 431; *31*, 148, 288; *35*, 294; *37*, 221
by Crown, *27*, 308
by head-tenant to sub-tenant of part, *33*, **688**
invalid, effect on subsequent notice, *38*, 59, 218
manner of service, *38*, 447
successive, *27*, 138
tenancy at will subject to sub-tenancy, *33*, **687**
notice to remedy breach, *25*, 81; *27*, 425; *28*, 431
partnership, *28*, 82, 234
payments to tenant farmers, *33*, 308
possession for trial period, *30*, 403
Prevention from Eviction Act 1964... *29*, 8
rent, *24*, 179
rent restriction, *25*, 513
repairs, *21*, 239; *23*, 140; *24*, 288
security of tenure, *24*, 29, 130
severance of reversion, *24*, 468
sub-tenants, *24*, 28, 139; *28*, 447
surrender, *24*, 371; *25*, **651**
tenancy by controlling stockholder in tenant company, *32*, **722**
tenancy for fixed term, *24*, 359
tenancy for 1½ years, *21*, **685**; *24*, 77, 363, 520
tenancy from year to year, *21*, **683**
use of farm as airport, *27*, 522
welfare of livestock, *33*, 306

ALLOTMENTS,
notice to quit, *30*, 250
AMERICAN BAR ASSOCIATION,
convention, *21*, 325
ANCIENT DEMESNE,
tenure, *24*, 429
ANIMALS,
trusts for, *24*, 281
ANNUITIES,
continuing charge, *26*, 236
discretionary trusts, *35*, 87
APPOINTMENT OF NEW TRUSTEES,
after completion of administration, *21*, 390
lease by executors of last surviving trustee *31*, **665**
trustee resident abroad, *31*, **702**
APPORTIONMENT,
exclusion of rule, *29*, 1
interest on loans for purchase of land, *34*, 40
APPROPRIATION,
deed of, *22*, **745**
power of, *22*, **754**; *23*, **674**
ARBITRATION,
landlord and tenant, *23*, **696**
ARCHITECTS,
new streets, *22*, 120
ARMED FORCES,
administration of estates, *35*, 420
allotments, *23*, 54
soldier's will, *22*, 302
ASSENT,
condition making conclusive, *23*, **759**
covenant not to assign lease, *27*, 165
gift of business, *23*, **662**
implied, *21*, 167
in favour of remaindermen, *29*, **755**
infant's share, *22*, **749**
legal estate acquired after death of testator, *25*, 490
necessity for, *28*, 298, 423
subject to mortgage, *29*, 316
tenant for life of proceeds of sale, *33*, 245
tenant in common of remaining share, *37*, 42
validity, *25*, 237
ASSIGNMENT,
chose in action, *28*, 176; *33*, 70
covenants as to, *21*, **749**; *23*, 226, **694**; *34*, 73, 340
National House-Builders agreements, *36*, 369
of debt at less than face value, *25*, **755**
of lease charged with entire rent, *25*, **713**
of leasehold reversion to tenant, *32*, **700**
of life policies by joint debtors, *33*, **699**
of part of property in lease, *25*, **677**

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

ASSIGNMENT—*cont.*
of title to disputed land, *32*, **729**
priorities, *23*, 56
split leases, *25*, 397
sub-assignment restricting complied covenants, *28*, **686**
tenant in common of remaining share, *37*, 42
ASSOCIATIONS,
large, *26*, 253
AUCTION,
dispute as to bid, *32*, 363
AUCTIONEERS,
amalgamation of societies, *33*, 84

BAHAMAS,
settlement, *23*, 198, **666**
BANKRUPTCY,
compromise, *22*, **667**
conveyance by joint tenants, *24*, **651**
conveyance to defraud, *23*, 134
discretionary trusts, *21*, 61
protective trusts, *21*, 110
BARRISTERS,
American, *35*, 305
BASTARDY,
legitimation, *33*, 303
succession, *34*, 249
BETTERMENT LEVY,
agreements for leases, *32*, 2
companies ceasing to exist, *33*, 378
cost of sale, *33*, 376, 380
developing owners, *33*, 377
exemptions, *33*, 373, 378
extra-statutory concessions, *33*, 376
goodwill, *33*, 369
material development, *33*, 384
option to purchase, *33*, 378
owner-occupier, *33*, 375, 380
purchases in interim period, *33*, 381
redevelopment, *34*, 75
single dwelling-house built on land given or bequeathed, *33*, 374, 379
spare plots, *33*, 368
sub-sales, *32*, **2**
surrenders of tenancies, *32*, 3
tenancies where no premium paid, *33*, 383
unimplemented contract for sale, *33*, 154
waiver of interest, *33*, 2
BILLS OF EXCHANGE,
endorsement, *21*, 345
BILLS OF LADING,
clean bill, *22*, 159
BOOK DEBTS,
assignment, *23*, **772**
BORROWING,
control, *22*, 189, 327
BOUNDARIES,
highway, *33*, 273
line of hedge, *21*, 303
projections, *21*, 164
registered land, *21*, 162, 477
seashore, *36*, 51
walls in London, lowering of, *38*, 198
BUILDING BY-LAWS,
negligence of local authority, *36*, 74, 123
BUILDING CONTRACTS,
insurance, *22*, 325
registration council's certificate, *37*, 317; *38*, 2
subcontractors, *32*, 381; *34*, 147
BUILDING LEASE,
modification, *25*, **687**, **691**
standard clauses, *22*, **760**
BUILDING SOCIETIES,
appeals, *24*, 500
Building Societies Act 1960...*24*, 494
exchequer advances, *23*, 298
guarantees, *24*, 504
interest on loans for purchase of land, *34*, 47
investment powers, *24*, 503
limits of advances, *24*, 496
loans, *24*, 3
notices, *23*, 410
powers of registrar, *24*, 502
protection of depositors, *24*, 498
trustee status, *23*, 297
undertakings, *35*, 3
valuations, *24*, 505

CAPITAL AND INCOME,
apportionment, *22*, **752**; *23*, **668**
bonus shares, *26*, 476
planning compensation, *21*, 388; *22*, 76; *25*, 367
CAPITAL GAINS TAX,
betterment levy, *31*, 382
business assets replaced, *29*, 491
capital allowances, *36*, 316
charities, *36*, 315
consideration payable by instalments, *36*, 315
corporation tax, *37*, 9
covenants to insure, *30*, 1
estate duty, *36*, 316
executors establishing title, *35*, 375
existing assets, *29*, 480
gains without capital, *30*, 365
goodwill, *35*, 220
investment trusts, *36*, 314
joint tenants, *31*, 381
joint tenants and infants, *33*, 81
jointly entitled, meaning of, *38*, 380
leases, *29*, 489
market value, *29*, 483
release of mortgage, *36*, 222

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

CAPITAL GAINS TAX—*cont.*
residence, *29*, 478
settled property, *33*, 220; *36*, 238
shares in mining company sold, *33*, 427
short-term gains, *29*, 476
tenancy in common, *38*, 380
testamentary gifts to infants, *30*, 3
unit trusts, *36*, 714
valuation of quoted securities, *36*, 142
valuations, *30*, 338; *34*, 215
wayleave payments, *30*, 338
wills and settlements, *30*, 457, **705**
CAPITAL MONEY,
division, *24*, **769**
CARAVANS,
harassment, *32*, **373**
licence to park, *21*, **707**
planning control, *25*, 16
CHANCERY DIVISION,
law and equity, *22*, 251
practice forms, *31*, **5**
CHARITIES,
accounts, *24*, 404
agreement for sale, *22*, **731**
alphabet reform, *21*, 235
animals, *30*, 243
anti-vivisection, *30*, 245
authority for executors to make payments to, *33*, 415
capital gains tax, *36*, 315
central authorities, *24*, 396
Charities Act 1960...*24*, 88, 390
charters, *24*, 410
children's home, *23*, 59
ceasing to exist in testator's lifetime, *37*, 365; *38*, 187
common good, *24*, 419
companies' gifts to, *36*, 89
companies limited by guarantee, *28*, 219
compromise, *32*, 389
confirmatory conveyance by, *33*, **716**
cy-près doctrine, *29*, 407
dealings with property, *24*, 416
destination of the funds of defunct voluntary organisations, *30*, 117
determinable gifts, *25*, 56
disaster fund, *22*, 145
dissolved institution, *33*, 281
education, *21*, 72; *26*, 395, *28*, 404; *30*, 66
employees of company, *36*, 209
executors to decide identity, *24*, **669**
exempt, *24*, 393
foreign taxpayers, *29*, 139
gifts to, *24*, 403; *36*, 198
gifts to holder of office, *24*, **306**
gifts to non-charitable bodies, *24*, 278; *35*, 381
gifts to purposes and institutions, *29*, 165
CHARITIES—*cont.*
hospital, *26*, **74**, 312; *31*, 68; *32*, **75**
house-to-house collections, *32*, **441**
imperfect trusts, *25*, **164**, **511**
impracticability, *22*, 147
inalienability, *34*, 96
independent existence, *31*, 69
inflation, *22*, 147
inquiries, *24*, 404
institution for juveniles, *22*, 468
investment clause, *23*, 59; *24*, 244; *28*, 76; *32*, 225
lapse, *27*, 218; *28*, 313; *33*, 281
local authorities, *24*, 405
merger, *21*, 165
miners' welfare, *23*, 18
mortmain, *24*, 421
museum, *27*, 423; *28*, 231
music, *21*, 234
non-charitable purpose trusts, *34*, 77
non-existent institution, *21*, 236
nurses, *22*, **708**; *23*, 224
official custodian, *24*, 411
perpetual gift of income, *24*, **153**
perpetuities, *34*, 95
prerogative, *23*, 479
private non-commercial hospital, *32*, 71
proceedings, *24*, 415
professional bodies, *27*, **469**
rating, *24*, 74; *28*, 20
recreation, *23*, 15, 383
register, *24*, 399; *26*, 407
registration, *25*, **263**; *26*, 166
religious community, *32*, 438
report of Charity Commissioners, *38*, 231
research, *29*, 368
resulting trust, *22*, 145
sale by synagogue, *26*, **72**
schemes, *24*, 411
selection by trustees, *32*, **437**
severability, *22*, 391
social welfare, *23*, 365
stamp duty, *22*, 219
superannuation fund, *33*, 280
taxation, *24*, 394
trade union members, *25*, 439
trust deed, *23*, **743**, **745**; *27*, **712**
trust deed for study of anthropology, *29*, **741**
uncertainty, *24*, 73, 519; *32*, 437
underdeveloped countries, *29*, 123
unidentifiable donors, *24*, 409
unincorporated association subsequently registered as charity, *35*, 383
validation, *26*, 200, 396
zoological society, *23*, 58
CHEQUES,
endorsement, *21*, 345, 489
CHOSE IN ACTION,
assignment, *33*, 70

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

CLEAN AIR,
Crown, *22*, 217
furnaces, *22*, 213
height of chimneys, *22*, 213
London, *22*, 216
nuisance, *22*, 214
responsibility, *22*, 215
smoke control, *22*, 210
CODICIL,
proof, *36*, 137
COLLEGE OF LAW,
formation, *26*, 90
COMMISSION,
agreement for employment, *25*, **750**
estate agents, *22*, 323; *23*, 305; *24*, 321
COMMONS,
appeal from Commissioner, *38*, 437
customary use of land for sports and pastimes, *38*, 437
extinguishment on purchase, *31*, 456
grazing rights, *31*, 198
Lands Clauses Acts *23*, 266
registration, *29*, 385
uncertainty, *31*, 360
use, *28*, 91
COMMORIENTES,
clauses in will, *22*, 1
estate duty, *22*, 310
COMPANIES,
agreement between shareholders, *21*, **721**
agreement for equality of shareholding, *28*, **704**
agreement for introduction of new director, *25*, **769**
agreement for protection of directors, *23*, **730**; *25*, **766**
agreement for sale of shares, *30*, 701
agreement for transfer of controlling interest, *29*, **746**
agreement regulating disposition of shares on death, *28*, **726**
agreement to re-transfer shares, *28*, **701**
agreement to sell shares, *25*, **658**
alteration of articles, *31*, 95
alternate directors, *21*, 381, **746**
appointment of receiver, *24*, 428
articles of management company, *31*, **719**
assignment of policy, *23*, **765**
bequest, *22*, 231
bonus shares, *22*, 398, 458
capital reduction, minority protection, 37, 241
charges, *35*, 123
charging order, *26*, 225, 391
charitable gifts, *36*, 89
class rights, *22*, 126, 168; *23*, 249, 255
contracts, *21*, 465
contributories' rights, *38*, 134
COMPANIES—*cont.*
co-operative shareholding agreement, *23*, **727**
covenant to create, *22*, **669**
deed to secure passing of shareholding to survivor, *27*, **753**
defectively registered charges, *34*, 410
directors, conflict of interest and duty, *24*, 170
director's remuneration, *23*, **679**
equitable mortgage, need to register, *38*, 201
financial assistance in share transactions, *32*, 6
floating charges, *38*, 315
forfeiture notice on liquidation, *33*, **661**
inability to pay debts, *28*, 121
incidence of capital reduction, *23*, 244
irrelevance of rule of indoor management, *30*, 123
limited by guarantee, *28*, 214
meetings ordered by court, *33*, 399
memorandum of association of management company, *31*, **716**
mortgage of shares, *21*, **712**; *22*, **679**, **684**; *23*, **761**; *25*, **734**
mortgage, priorities, *38*, 317
mortgage, registration, *22* 55; *38*, 323
oppression, *22*, 435; *23*, 255
option to purchase, *22*, **783**; *23*, **715**
overseas trade corporations, *21*, 370
power of attorney, *26*, **681**
power to terminate directorship, *32*, 364
pre-emptive rights, *22*, 315; *23*, 42, 242
registered land, *26*, 408
registration of charge, *33*, 274
registration of vendor's lien, *33*, 56
registry, *26*, 251
residence, *22*, 397; *24*, 158; *31*, 24
retirement benefit, *25*, 1, 91
rule in *Foss* v. *Harbottle*, *25*, 44
searches, *23*, 118
service agreement, *21*, **752**
shares, nature of, *21*, 433
shares, partition, *24*, **737**
small family business, *32*, 186
terms of issue, *22*, 282
transfer of shares, *32*, 163
ultra vires, *36*, 75
unlimited companies, *27*, **442**
COMPENSATION,
apportionment, *25*, 367
business tenants, *23*, 11
compulsory purchase, *21*, 393; *23*, 87, 336
depreciation and disturbance, *38*, 159
derequisitioning, *22*, 297

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

COMPENSATION—*cont.*
highways, *23*, 454
injurious affection, *25*, 223, 521
injurious affection, Australia, *37*, 109
land drainage, *22*, 65
Lands Clauses Acts, *23*, 265
town and country planning, *22*, 178; *34*, 322
unfit houses, *22*, 264; *34*, 3
COMPLETION,
apportionments, *28*, 89, 243
banker's drafts, *34*, 221, 308
date for, *25*, 350
failure by vendor, remedies available, *38*, 45
notice to complete, *25*, 260
COMPULSORY PURCHASE,
abandonment, *21*, 394
agricultural land, *33*, 313
compensation, *21*, 393; *23*, 87, 336; *32*, 3
compensation for depreciation and disturbance, *38*, 159
compensation for unfit houses, *33*, 320
disputed, *35*, 316
equivalent reinstatement, *26*, 425
fraud, *21*, 455
highways, *23*, 454; *35*, 414
invalid order, *21*, 248
landlord and tenant, *25*, 83
Lands Clauses Acts, *23*, 260
leasehold enfranchisement, *33*, 49
long-standing notices to treat, *23*, 95, 339
Town and Country Planning Act 1968...*33*, 95; *34*, 311
vesting declaration, *34*, 317
CONDITIONS OF SALE,
exclusion of implied covenant of title, *38*, 312
national, *34*, 1
notice by tenant to have freehold, *32*, 717
CONFLICT OF LAWS,
administration of estates, *26*, 154
adoption, *21*, 237, 391
community of property, *24*, 167; *26*, 313
power of advancement, *22*, 144
power of appointment, *21*, 233; *26*, 69
probate, *30*, 71
wills, *25*, 81, 243
CONSTRUCTIVE TRUST,
agent participating in dishonest design, *36*, 213
fiduciary position, *37*, 362
money spent on house, *37*, 65
take-over, *32*, 365
CONSUMER PROTECTION,
new houses, *32*, 21
CONTRACT,
claim by third party, *35*, 280
CONTRACT—*cont.*
company, *21*, 465
compensation on derequisition, *22*, 297
completion, *23*, 302; *24*, 147, 149
condition making assent conclusive, *23*, 759
condition precedent, *24*, 147
deposit, whether payment of, *38*, 132
corporations, *24*, 337
delay in exchanging, *23*, 411
development of land, *23*, 733
estimate, payment for, *21*, 396
exception clause, *34*, 254
goods or land, *22*, 137
illegality, *26*, 154
intending personal representatives, *22*, 83
intention to create legal relationship, *24*, 150
joinder of documents, *22*, 275
joint, *25*, 5
memorandum, *22*, 61; *35*, 55, 287; *37*, 229, 282, 351; *38*, 3
recognition of contract required, whether, *38*, 127
mental incapacity, *25*, 319
misrepresentation, *31*, 234
national conditions, *23*, 301
notice to complete, *25*, 260
adequacy of reference to condition in contract, *38*, 125
invalid, effect of, *38*, 360
necessity of being ready and willing to complete, *38*, 41, 205
service of, *38*, 361
offer and acceptance, *35*, 277
oral, *32*, 362
parish council, *22*, 731
planning permission, conditional on, *33*, 720
price not stated, *25*, 238
purchase money payable by instalments, *30*, 690; *38*, 43
rectification, *34*, 200; *35*, 278
registered land, *22*, 18, 22
representation, *30*, 322
rescission, *23*, 394
restraint of trade, *31*, 205
sale of deceased's share in hotel to co-owners, *30*, 695
sale of lease and restaurant business, *30*, 698
simultaneous, *30*, 84
third party, *30*, 334; *31*, 303
title of vendor, *24*, 238
warranty as to method of making title, *30*, 135
CONTRACT OF SALE,
business, *33*, 674
conditional, *33*, 54
conditional on getting mortgage, *36*, 275

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

CONTRACT OF SALE—*cont.*
conditional on part of planning permission, *33*, 208
conditional on planning permission, *38*, 77
exchange of contracts, *38*, 311, 359; *38*, 385
further payment if planning permission obtained, *33*, **709**
memorandum, *26*, 149; *31*, 182, **254**
oral defence, *38*, 391
part performance, *38*, 354; *38*, 388
payment of money which not part of purchase price, *38*, 50, 354
purchase-money payable by instalments, *27*, 329
relief from forfeiture for non-payment, *38*, 352
subject to contract, *38*, 385
time of the essence, *27*, 329
waiver of term by one party, *38*, 200
CONVERSION,
contract for sale of land, *24*, 47
leasehold enfranchisement, *33*, 43, 141
CONVEYANCE,
beneficial interests, *34*, 156
by bare trustee subject to mortgages, *28*, **731**
by charity trustees to perfect title, *33*, **716**
by joint tenants, one being bankrupt, *24*, **651**
by one trust to another, *36*, 192, 373
by parochial church council to perfect title, *27*, **656**
by tenant for life of property mistakenly vested, *33*, **721**
by Transport Commission, *26*, **721**
communal areas, *31*, **684**, **687**
confirmatory conveyance where sale by trustees appointed without assent, *29*, **750**
in consideration of marriage, *29*, **683**
Lands Clauses Acts, *23*, 265
lock-up garage, *23*, **708**
of infant spouse's matrimonial home, *32*, **687**
of reversion expectant on two leases, *32*, **674**
of title to disputed land, *32*, **729**
plan not referred to, *33*, 342
price increased for planning permission, *26*, **755**
property held by two sets of trustees, *24*, **772**
property held for enlarged term, *24*, **776**
recital of unincumbered seisin, *22*, 140
reservation of right of way, *38*, 48
right of re-entry on breach of covenant, *28*, **709**
roads, *29*, **784**
CONVEYANCE—*cont.*
stamp duty, *22*, 167, 218, 244
statutory reversion of voluntary school site, *29*, **771**
to diocesan authority for use as school, *27*, **693**
to facilitate negotiations with local authority, *25*, **700**
to regularise title where estate outstanding in personal representative, *27*, **775**
to son on marriage, *25*, **685**
to tenant, *32*, **670**, **700**
to tenants in common, *29*, **759**
uncompleted sales subject to mortgage, *23*, 85, **654**
under Education Acts, *32*, **693**
where assignment to tenants in common, *25*, **747**
CONVEYANCING,
American, *27*, 249; *30*, 194
title certificate books, *29*, 329, 419
without conveyances or conveyancers, *30*, 8
CO-OPERATIVE SOCIETIES,
political expenditure, *36*, 175
COPIES,
drafts, *25*, **369**
COPYHOLDS,
Lands Clauses Acts, *23*, 266
COPYRIGHT,
assignment, *21*, 33
breach of confidence, *21*, 47
broadcasts, *21*, 46
conditions, *21*, 27
Copyright Act 1956...*21*, 25, 41
Crown, *21*, 45
dramatic and musical performers, *21*, 45
education, *21*, 46
exceptions, *21*, 34
false attribution, *21*, 46
income tax, *25*, 85
industrial designs, *21*, 43
infringement, *21*, 34, 37
licence to take photographs, *32*, **695**
licences, *21*, 33
ownership, *21*, 31
rights comprised in, *21*, 30
term, *21*, 29
tribunal, *21*, 38
CORPORATION TAX,
capital gains, *37*, 9
capital payment
construction of access road to factory, *38*, 452
charges on income, *31*, 52
close companies, *31*, 53; *37*, 9, 79, 374
computation of chargeable income, *31*, 51
distributions, *31*, 137
payment made from profits, *38* 379

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

CORPORATION TAX—*cont.*
franked investment income, *31*, 135
group, *37*, 7
groups of companies, *31*, 136
imputation, *37*, 5
liability *31*, 49, 134
small companies, *37*, 8
trading loss,
purchase by subsidiary company of business by company in liquidation, *38*, 304
CORPORATIONS,
contracts, *24*, 337
COSTS,
administration, *23*, 409; *35*, 142
conveyancing, *28*, 187, 242; *35*, 69
leases, *22*, 321
local authorities, *22*, 84
lump sum bill, *22*, 82
prices and incomes, *35*, 143
trustees, *22*, 228
COUNTY COURT,
mortgages, *21*, 385
COVENANT,
deed of covenant by husband separated from wife, *32*, **731**
deed of covenant in favour of a minor, *29*, 92
enlargement of leaseholds, *22*, 112
for quiet enjoyment, *22*, 231, **696**, **706**, **767**; *23*, **694**; *24*, 435
for title, *26*, 45; *31*, 268; *34*, 178
not to assign, *21*, **749**; *23*, 226, **694**; *34*, 73, 340; *37*, 445
not to build, *22*, **699**
not to carry on trade, *22*, **765**
not to cause nuisance, *22*, **700**, **765**
not to hang washing, *22*, **699**
not to make alterations, *34*, 73 306
not to sub-let, *37*, 287, 290
notice of breach, *24*, 78
on transfer to require transferee to execute deed, *28*, **679**
positive, *29*, 332; *34* 1
positive, running of, *37*, 194
running with land, *21*, 160
tied garage, *36*, 67
to build, *22*, **763**
to contribute towards costs, *22*, **700**
to convert house, *22*, **701**
to create company, *22*, **669**
to fence, *22*, **762**
to indemnify mortgagee, *22*, **682**
to insure, *22*, **695**
to keep underlessee indemnified, *22*, **767**
to lay drains, *22*, **764**
to maintain common parts, *22*, **696**
to maintain lawns, *28*, **679**
to maintain main walls, *22*, **700**
to make up roads, *22*, **764**
to observe covenants in head-lease, *22*, **767**
COVENANT—*cont.*
to pay calls, *22*, **682**
to pay costs of notices, *22*, **766**
to pay rates and taxes, *22*, **762**
to pay rent, *22*, **762**
to permit entry, *22*, **765**
to permit shares to be revested, *22*, **682**
to procure covenants from successors, *22*, **700**
to repair, *37*, 1
to repair, specific performance, *37*, 449
to repay loan, *22*, **680**, **684**
to supply hot water and maintain lift, *22*, **696**
to vote as directed, *22*, **682**
to yield up, *22*, **767**
waiver, *22*, 393
COVENANTS FOR TITLE,
exclusion by Law Society's Conditions of Sale, *38*, 312
implied, *32*, 123
CROWN,
lease, *24*, 435
smoke abatement, *22*, 217
CUSTODIAN TRUSTEE,
office of, *24*, 196
CUSTOM AND USAGE,
collection of coal on foreshore, *31*, 213
CUSTOMS AND EXCISE,
Finance Act, 1957...*21*, 356
Finance Act, 1958...*22*, 348
Finance Act, 1960...*24*, 340

DAMAGES,
date of assessment of, in addition to or in substitution for specific performance, *38*, 45
fatal accidents, *22*, 466
measure of, in addition to or in substitution for specific performance, *38*, 45
negligent survey, *30*, 372
DECLARATION OF TRUST,
communal areas, *31*, **679**
joint tenancy of land subject to mortgage, *31*, **705**
DEED OF COVENANT,
income tax and surtax, *33*, 229
maintenance, *29*, **791**
to repay money lent, *30*, **693**
DEEDS,
dating of, *38*, 153
delivery, *24*, 428
East Riding Deeds Registry, closure of, *38*, 75
escrow, *33*, 227; *34*, 145, 207; *35*, 141
forgery, *23*, 412, 419
missing, *22*, **788**
DEMOLITION ORDERS,
homelessness caused by, *25*, **450**

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

DEPOSIT,
failure to pay, effect of, *38*, 132
interest, *36*, 13
loss of, *22*, 258; *23*, 84, 154; *36*, 5
payment to agent, *23*, 220
purchase-money payable by instalments, *36*, 336
subject to contract, *36*, 7
DEVELOPMENT LEVY LIABILITY, *30*, 159
DISCLAIMER,
forfeiture, *23*, 140, 287
power of, *22*, **757**; *23*, **678**
DISCOVERY,
landlord and tenant, *23*, 483; *24*, 325, 326
DISCRETIONARY TRUSTS,
accumulations, *35*, 86
advancement, *35*, 89
annuities, *35*, 87
assignment, *21*, 61
bankruptcy, *21*, 61
bare powers and powers in nature of trust, *21*, 56
contractual rights, *21*, 57
control by court, *21*, 58
employees, *35*, 87
estate duty, *31*, 297; *32*, 444; *35*, 82
maintenance, *35*, 87
nature and purposes, *21*, 55
perpetuities, *21*, 63; *22*, 145
restriction, *23*, **681**
statutory, *21*, 63
DISTRESS,
pound breach, *32*, 371
DIVORCE AND MATRIMONIAL CAUSES,
death of respondent, *32*, 229
income tax, *21*, 365
maintenance, *34*, 384
maintenance agreements, *21*, 348
matrimonial home, *21*, 125
settlement of wife's property, *25*, 249, 352, 463
variation of settlements, *23*, 308, 310; *24*, 322; *25*, 161, 435; *35*, 126
DONATIO MORTIS CAUSA,
share certificates, *30*, 189
DRAINAGE AGREEMENT,
new buildings, *26*, **710**
DRAINS,
damage through non-maintenance, *23*, 476
drainage agreement, *23*, **698**
revocability of licence, *23*, 393
uncertainty, *35*, 328
void grant, validation of, *33*, **723**

EASEMENTS,
abandonment, *35*, 282
appurtenant rights, *35*, 386
cautionable interests, *35*, 41
creation, *30*, 321
disturbance by successor in title, *37*, 132
EASEMENTS—*cont.*
dominant tenement, *27*, 133; *28*, 463; *29*, 225; *34*, 283
drainage, *33*, 341
drainage agreement, *23*, **695**; *31*, **712**
enlargement of gateway, *28*, 398
entry for repair, *30*, 233
equitable, *33*, 135
extrinsic evidence, *29*, 178
fences, *29*, 404; *35*, 54
fire-escape, *23*, 2
general words, *30*, 340
implied easements in lease, *30*, 3
jus spatiandi, *28*, 460
knowledge of servient owner, *37*, 437
imputed from agent, *38*, 439
light, *23*, 323; *24*, 424; *36*, 15
light, amount of, *32*, 63
mutual covenants to maintain water supply, *27*, **750**
nature of, *28*, 450
necessity, *35*, 328
overhanging gutters, *34*, 305
ownership, *22*, 33
perpetuities, *25*, 351, 415; *26*, 3
prescription
onus of proof, *38*, 439
protection against weather, *28*, 309
registered land, *21*, 471; *22*, 27; *26*, 226
reservation, *33*, 61; *37* 438; *38*, 48
reservation by landlord, *27*, 187
right to shop, *32*, 62
storage, *37*, 60
uncertainty, *35*, 324
user as of right, *33*, 64
valuation, *23*, 214
ventilation, *28*, 310
void grant, validation of, *33*, 723
way, *25*, 160; *29*, 77
wayleave, *23*, 477
ECCLESIASTICAL LAW,
faculty, *26*, 307
option, *24*, 68
use for secular purposes, *27*, 516
EDUCATION,
charities, *21*, 72; *26*, 395
conveyance for, *32*, **693**
ELECTION,
gift of property in which testatrix had life interest, *21*, 69
subsequent disposition *inter vivos*, *21*, 70, 304
Wills Act, 1837...*21*, 152
ELECTRICITY,
valuation, *23*, 219
wayleaves, *23*, 477
EMPLOYMENT,
contracts, *28*, 186, 465
discipline, *36*, 87
drafting terms, *36*, 77
grievance procedure, *36*, 85

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

EMPLOYMENT—*cont.*
nature, *28*, 466
redundancy payments, *30*, 419; *32*, 343
service agreement providing for capital sum at end of employment, *30*, **711**
service agreement, salary varying with cost of living, *29*, **767**
service agreement with hairdresser's assistant, *32*, **651**
written particulars, *28*, 474; *36*, 78
ENLARGEMENT,
conditions, *22*, 101
conveyancing, *22*, 117
deed of enlargement, *22*, **790**
effect of, *22*, 106
enforceability of covenants, *22*, 112
incidents of term, *22*, 112
leaseholds, *22*, 81
registered land, *22*, 118
restrictions on alienation, *22*, 114
root of title, *22*, 117
stamp duty, *22*, 118
termination of interest, *22*, 116
ENTAIL,
barring, prior estate held on discretionary trusts, *34*, 131
clause cutting down, *36*, 133
contingent interest, *26*, 311
EQUITABLE CHARGE,
failure to register, *32*, 62
EQUITABLE INTERESTS,
mere equities, *21*, 195
ESCHEAT,
sale by Crown, *37*, 353
ESCROW,
delivery as, *25*, 89, 126, 159, 257, 452
ESTATE AGENTS,
amalgamation of societies, *33*, 84
commission, *22*, 323; *23*, 305; *24*, 321; *27*, 420; *30*, 232; *32*, 286; *33*, 345; *35*, 1, 434
deposit, *37*, 149
registration, *24*, **3**; *27*, **4**
rent in advance, duty to collect, *37*, 2
ESTATE CONTRACT,
provisio requiring offer of surrender by tenant, native of *38*, 449
vacation of Registry, *38*, 39, 208
ESTATE DUTY,
abatement, *37*, 266
advancement, *25*, 364
assent where beneficiary to bear, *23*, **662**
associated operations, definition not include failure to act, *38*, 67
capital gains tax, *36*, 316
commorientes, *22*, 310; *30*, 26
contingent reversionary interest, *24*, 329
continuing annuity, *23*, 234
co-ownership, *36*, 182

ESTATE DUTY—*cont.*
death of infant beneficiary, *36*, 239
determination of life interest, *32*, 152, 236
discretionary trust, *31*, 297; *32*, 444; *35*, 82
extra-statutory concessions, *23*, 82
Finance Act 1957...*21*, 366
Finance Act 1958...*22*, 364
Finance Act 1959...*23*, 418
Finance Act 1960...*24*, 354
Finance Act 1968...*32*, 313
foreign land, *23*, 232
foreign movable property settled *inter vivos*, *38*, 414
proper law, *38*, 416
protection of trustees, *38*, 426
foreign shares, *23*, 63
gift, disclaimer, *21*, 487
gift *inter vivos*, *21*, 366; *22*, 241
exclusion of donor from enjoyment, *38*, 66
gift of foreign property, *32*, 377
gift to holder of office, *22*, 309; *24*, 160
gift within five years, *21*, 5, 83
hotchpot on intestacy, *25*, 486
insurance policy, *21*, 246; *22*, 74, 366; *35*, 145
interest in expectancy *22*, 243, 367, 400
life policy, *27*, **233**, **438**
marriage settlement, *26*, 323; *35*, 377
misrepresentation, *22*, 297
multiple beneficiaries, *37*, 253
open market, *34*, 114
partnership, *25*, 153; *26*, 291
partnership share, *24*, 440
principal value, *34*, 111
proceedings for, *34*, 365
property outside Great Britain, *25*, 84
quick succession, *22*, 369
renunciation of bonus shares, *22*, 398
restrictions on transfer of shares, *34*, 120
sale in separate lots, *34*, 117
sale of land, *21*, 65
sale of quoted investments, *37*, 400
servicemen's estates, *35*, 422
settled property, *37*, 263
settlement, *29*, 59
settlement in consideration of marriage, *36*, 146
settlement on children, *22*, 737
specific devise, *38*, 345
surrender of life interest, *22*, 398
surviving spouse, *26*, 401; *36*, 270; *37*, 248
survivorship, *24*, 161

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

ESTATE DUTY—*cont.*
testamentary expense, *38*, 53, 346
valuation of assets, *23*, 70, 406; *31*, 295
value of shares, *36*, 139, 340
works of art, *37*, 400
yacht registered abroad, *37*, 225
ESTOPPEL,
advertising sign, *21*, 312
disputing landlord's title, *32*, 249
interests in land, *31*, 332
mortgage, *25*, 77
recital, *22*, 140
reliance on representation, *32*, 96; *38*, 26
town and country planning, *25*, 515
EVIDENCE,
extrinsic, *29*, 175
EXCHANGE,
deed of exchange, *22*, **777**
properties subject to mortgages, *30*, 683
property subject to debenture trust deed, *31*, 662
EXECUTORS,
administration with will annexed, *31*, 288
appointment of trustees after completion of administration, *21*, 390
cumulative or substitutional legacy, *21*, 391
dependants' claim under statute not assets, *21*, 481
de son tort, applicability of Limitation Acts to, *38*, 176
firm of solicitors, *35*, 209
intermeddling, *30*, 143
legacies charged on lapsed share, *23*, 139
nominations to take effect on death, *31*, 85
of tenant for life, sale by, *23*, 360; *24*, 43, 214
order of application of assets, *30*, 398
partial intestacy, *23*, 400
postal applications for grant, *23*, 242
renunciation, *32*, 232
resealing of grants, *35*, 229
revocation of grant, *21*, 75
sale at probate valuation, *36*, 136
trust corporation, *22*, 469

FACTORIES,
rating, *25*, 214
FAITH,
breach of, effect in equity, *38*, 26
FAMILY ARRANGEMENT.
conversion of contingent interests, *24*, **666**; *31*, **651**
deed settling doubt on construction of will, *27*, **769**
deed subject to obligation to devise, *21*, **749**

FAMILY ARRANGEMENT—*cont.*
investment powers, *30*, 667
permission for unauthorised mortgage, *22*, 688
release between members of company, *21*, **669**
FAMILY PROVISION,
admissibility of evidence, *31*, 285
application out of time, *28*, 494
divorce, *29*, 238
Family Provision Act 1966...*31*, 1, 13
maintenance, *27*, 220
married daughter, *35*, 308
reasonable provision, *35*, 72
reasons for failure to provide, *32*, 229
statutory legacy, *36*, 297
time for application, *31*, 67
FATAL ACCIDENTS,
damages, *22*, 466
insurance, *22*, 466
FENCES,
easement, *35*, 54
FINANCE ACT 1957,
effect of, *21*, 356
FINANCE ACT 1958,
effect of, *22*, 348
FINANCE ACT 1959,
effect of, *23*, 414
FINANCE ACT 1960,
effect of, *24*, 340; *25*, 502
FINANCE ACT 1962,
effect of, *26*, 333
FINANCE ACT 1963,
effect of, *27*, 500
FINANCE ACT 1964,
effect of, *28*, 426
FINANCE ACT 1965,
effect of, *29*, 476
FINANCE ACT 1972,
effect of, *36*, 303
FINANCE ACT 1973,
effect of, *37*, 386
FIXTURES,
greenhouses, *34*, 50
refrigerator, *22*, 231
removal, *24*, 369; *33*, 71
FLATS,
agreement for sale for conversion, *22*, **698**
Australia, *27*, 439
entry of easement on register, *21*, 471
external walls, *26*, 479
income tax, *21*, 4, 80, 179, 364
lease, *21*, **671**; *22*, **695**; *23*, **689**; *24*, 450; *25*, **764**
lease and sale, *29*, 241
lease, surveyor's certificate, *33*, 225
maintenance, *26*, 348, 660, 723
partition, *23*, **749**
rating, *24*, 331; *25*, 3, 207

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

FLATS—*cont.*
restrictive covenants, *21*, 6
road charges, *21*, 178, 256
sale, *24*, 450, 484; *25*, 720; *30*, 5; *32*, 243
service charges, *36*, 297
support, *26*, 210
surrender, *26*, **679**
transfer, *24*, **743**
FORCIBLE ENTRY,
squatters, *35*, 243
FORESTRY,
lease, *21*, 259, **698**
FORFEITURE,
enforcement by assignee, *36*, 288
non-payment of instalments due under contract of sale, *38*, 353
non-payment of rent, *25*, **363**
relief from,
personal qualifications of tenant, *38*, 374
waiver, *36*, 359, 361
by rent demand, *38*, 143
FORGERY,
prevention, *23*, 412, **429**
FRAUD,
compulsory purchase, *21*, 455
conveyance, *23*, 134
Misrepresentation Act 1967...*31*, 234
transfer of house, *35*, 255
FRAUDULENT CONVEYANCE,
lease to wife, *37*, 212
FRIENDLY SOCIETIES,
registered land, *21*, **473**
FURNISHED HOUSES,
possession, *30*, 161
premium, *23*, 323
rent recoverable, *23*, 227
surrender after reference to tribunal, *30*, 78

GAMING AND WAGERING,
pool betting duty, *33*, 359
proceeds of unlawful lottery, *37*, 126
GARAGES,
conveyance, *23*, **708**
parking, *37*, 381; *38*, 2
GAS,
redevelopment, *21*, 394
GIFTS,
ante-nuptial settlement, *22*, 229
delivery, *28*, 74
disclaimer, *21*, 487
future income from choses in action, *30*, 286
husband and wife, *28*, 74
investigation of title, *21*, 402
non-charitable bodies, *24*, 278
presumption of advancement, *32*, 292
within five years, *21*, 5, 83
GOODWILL,
agreement for sale of, *33*, **674**
value added tax, *37*, 312

GRANT,
footings on adjoining land, *26*, **698**
GUARANTEE,
damages, *35*, 225; *36*, 228
new lease, *25*, 246
performance of terms of settlement of action, *30*, **691**
quia timet action, *27*, 215

HEIRLOOMS,
improper sale, *33*, 348
HIGHWAYS,
access, *23*, 476
acquisition of land, *23*, 454; *35*, 414
adjoining landowners, *24*, 459
animals on, *30*, 44
boundaries, *33*, 273
bridges and ferries, *23*, 168
building lines, *23*, 446
buildings in streets, *23*, 445
classification, *23*, 163
controls over adjoining land, *23*, 445
creation, *23*, 272, 276
diversion, *23*, 279
drains, *25*, 159
financial provisions, *23*, 171
highway authorities, *23*, 165; *24*, 465
improvement, *23*, 351, 447
maintenance, *23*, 346
new streets, *21*, 346; *22*, 120; *23*, 449
nuisance, *23*, 355
ownership, *23*, 169
private street works, *21*, 416; *23*, 306, 455; *28*, 187; *29*, 231
public right of way, *21*, 232, 302; *24*, 468
public utilities street works, *23*, 453
redevelopment, gas mains, *21*, 394
repair, *21*, 232; *22*, 64
restriction of ribbon development, *23*, 452
rights in, *24*, 454
road charges, flats, *21*, 178, 256
special roads, *23*, 278
statutory undertakers, *24*, 459
stopping up, *23*, 279
street refuge, *25*, 239
town and country planning, *23*, 452
trunk roads, *23*, 278
HIRE-PURCHASE,
discounting, *24*, **712**
equipment leases and fixtures, *27*, 30
HORTICULTURE,
Horticulture Act, 1960...*24*, 169
HOSPITALS,
charity, *26*, 74, 312
trust for prize fund for nurses, *22*, **708**
HOTCHPOT,
intestacy, *25*, 468

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

HOUSING,
associations, *23*, 3
business premises, *22*, 272
clearance order, *37*, 368
closing order, *35*, 219
communal areas, *31*, **679**
compensation for unfit houses, *22*, 264; *33*, 320
consumer protection, *29*, 88
consumer protection and the problems of substandard new houses, *28*, 385, 478
control orders, *29*, 108, 423, 472
council house tenants, *36*, 402
discretionary payments, *22*, 273
finance, *37*, 11
Housing Act, 1964...*29*, 96
improvement grants, *23*, 298; *29*, 195; *33*, 387; *34*, 149
improvement notices, *29*, 98
increase of rent, *34*, 210
landlords and, *28*, 348
lease determinable on death of landlord, *38*, 451
liability of builders, *30*, 414
mortgaged property, *22*, 269
National House-Builders Registration Council, *28*, 422
payments to owner-occupiers, *22*, 269
recovery of possession, *26*, 161
removal expenses, *22*, 274
rent rebates, *36*, 415
repairs, *25*, 92
review increasing rent, *22*, 232
review of policies, *33*, 302
small tenements recovery, *27*, **310**
subsidies, *32*, 28
underground rooms, *23*, 243
well-maintained payments, *22*, 265
HOWE *v.* DARTMOUTH, RULE IN,
sale of business, *25*, 359
HUSBAND AND WIFE,
advancement, *22*, 225; *23*, 221
conveyance in joint names, *27*, 303
conveyance of infant spouse's matrimonial home, *32*, **687**
conveyancing, *27*, 51
co-owners, *30*, 354, 438
deed of arrangement, *30*, 677
deed of covenant, *32*, **731**
disputes as to property, *30*, 466; *34*, 390
estate duty, *26*, 401; *36*, 370
gift of chattels, *28*, 74
insurance, *25*, 454
interest on loans for purchase of land, *34*, 43
joint banking account, *29*, 145
maintenance agreements, *21*, 348
maintenance, income tax, *21*, 365
HUSBAND AND WIFE—*cont.*
matrimonial home, *21*, 125; *22*, 141; *23*, 54, 136, 305, 479; *25*, 434, 508; *26*, 469; *28*, 72, 228, 241, 253, 399, 492; *29*, 143, 464, 494; *30*, 60, 396, 463; *31*, 55, 141, 281; *32*, 85, 138, 211, 212, 214; *33*, 57, 59, 148, 203, 205, 254; *33*, 413, 414; *34*, 53, 132–138, 197, 279, 285, 345–352, 383, 429; *35*, 44–49, 127, 194–201, 288–290; 332–356, 428; *36*, 52, 99, 433; *37*, 205
ownership of property, *27*, 300; *29*, 314
release of rights of occupation, *33*, **693**
savings from housekeeping, *28*, 185
title deeds, *22*, 226
tort, *26*, 406
wedding presents, *24*, 239
wife left in matrimonial home, rates, *27*, 299

ILLEGALITY,
planning permission, *25*, **82**
INCOME TAX,
accounting principles, *36*, 291; *37*, 139
additional assessment, *34*, 362
annual payments, *28*, 236; *31*, 463
appeal, *28*, 235, 495; *30*, 408
apportionment of undistributed income, *28*, 410
assessment on leases, *22*, 411
balancing charge, *28*, 85
benefit to employee, *22*, 154, 396; *24*, 158, 251, 441
bonus shares, *22*, 458
capital allowances as between landlord and tenant, *31*, 386
car loan scheme, *32*, 375
cash basis or earnings basis, *27*, 229
charities, *31*, 373, 374
child allowance, *21*, 360; *25*, 366; *33*, 75; *33*, 423
child relief, *37*, 224, 376; *38*, 306
client account, *27*, 433
company connected with settlement, *29*, 326, 412
company, residence, *22*, 397
compensation for loss of office, *35*, 222
compensation to employee, *37*, 75
compromise of claim, *31*, 234
compulsory acquisition, *31*, 78
concerning beneficiaries and transferring trustees, *31*, 175
conveyancing, *28*, 89
copyright, *25*, 85; *31*, 79, 465
costs paid for director, *28*, 321
covenant to pay Schedule A tax, *23*, **692**
damages for loss of earnings, *37*, 142
damages for wrongful dismissal, *27*, 231

INCOME TAX—*cont.*
dancer's contract, *37*, 223
death of another, *22*, 72; *23*, 69
deduction of tax, *25*, 248
deductions from emoluments, *22*, 353
deed of covenant, *30*, 252, 407; *33*, 229
defalcations by rent collector, *29*, 242
deferred repairs, *35*, 376
deposit account, *21*, 313
development interest, *32*, 117
director, payments after death, *22*, 308
discontinuance of trade, *36*, 292
discovery, *31*, 151
discretionary settlements, *22*, 360
disposal of shares, *31*, 5
dividends, *28*, 181; *29*, 87; *30*, 407
domicile, *38*, 381
double taxation, *28*, 180
earned income, *21*, 359; *28*, 496; *35*, 220
educational trust, *25*, 356
employee's living accommodation, *33*, 425
employees' shares, *26*, 411
examination fees, *34*, 66
excess dividend, *33*, 355; *34*, 69
excess rents, *25*, 86, 248
expenses of attending foreign conference, *32*, 304
expenses of management, *21*, 484
failure to make returns, *33*, 80
farming education, *27*, 230
farming losses, *30*, 329
farming partnership, *27*, 145; *33*, 78, 222
farms carried on successively, *27*, 145
Finance Act 1957...*21*, 357
Finance Act 1958...*22*, 349
Finance Act 1959...*23*, 414
Finance Act 1960...*24*, 341
flats, *21*, 4, 80, 179, 364
footballers' bonus, *36*, 362
foreign possessions, *34*, 218
foreign trust fund, *29*, 325
fraud, *30*, 250
fraudulent appropriation by director, *36*, 440
free of tax payments, *23*, 404
gift by shareholders, *21*, 81, 315
gift vouchers to employees, *28*, 85, 412
gravel pit, *27*, 142
group relief, *37*, 395
hospital expenses, *31*, 298
house let to director, *27*, 143
indemnity against surtax direction, *25*, 754
industrial society, *27*, 316, 433
insurance, *32*, 78
interest, *29*, 157; *36*, 304

INCOME TAX—*cont.*
interest on loans for purchase of land, *34*, 34
interest payments as business expenses, *34*, 44
interest received by agent, *37*, 373
investment allowances, *23*, 416
investment company, *28*, 235; *29*, 155
land, *28*, 93, 222
Law Commission, *33*, 154
leases, *27*, 331
loan, *28*, 409; *37*, 390
loans by company to settlor, *31*, 78
long lease, *24*, 251
loss of office, *34*, 214
loss of use of jetty, *31*, 223
loss or guarantee, *26*, 400
maintenance payments, *21*, 365; *25*, 221
management expenses of investment company, *27*, 104
managing director, share option, *22*, 240
medical expenses, *34*, 212
medical practitioner's expenses, *32*, 153
minerals, *30*, 252
mortgage interest, *28*, 237
new business, *30*, 147
newspaper hospitality, *35*, 132; *36*, 145, 294
old age relief, *21*, 359, 361
overseas trade corporations, *21*, 378; *23*, 416
partnerships, *29*, 154, 156; *32*, 306; *34*, 302
patents, *31*, 151, 466
payment for refuse salvage, *36*, 439
payment to child, *30*, 330
payments to petrol stations, *28*, 84, 321
penalty, *23*, 68, 403; *29*, 86
person caring for children, *29*, 243
personal reliefs, *22*, 351; *36*, 303; *37*, 386
plant and machinery, *26*, 332; *27*, 83, 228, 525
players' signing-on fees, *32*, 89
post-war credits, *23*, 243
premiums for leases, *36*, 314
premiums for pensions, *21*, 485
profit sharing schemes, *37*, 388
property investment companies, *37*, 398
purchase and sale of house, *37*, 378; *38*, 221
purchase of silver, *33*, 218
questionnaire, effect of answer in, *38*, 381
rates, *36*, 303, *37* 386
redemption of bonus debentures, *30*, 146

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

INCOME TAX—*cont.*
redemption of bonus shares,
bona fide commercial reasons, *38*, 64
wife's property treated as if husband's, *38*, 64
remittance, whether loan from foreign company is *38*, 305
rent, *26*, 85
repairs, *21*, 173; *36*, 151, 220
residence, *37*, 74
residence of company, *24*, 158
retirement allowance, *37*, 141
retirement benefit, *25*, 1, 91; *37*, 387
revocable and determinable settlements, *22*, **357**
reward for services, *23*, 67
right to argue before tribunal, *32*, 237
sale and lease back, *36*, 313
sale between associated companies, *25*, 247
sale by trustees, *36*, 363
sale of herd, *27*, **432**
sale of information, *28*, 322
sale of land, *35* 130, 135; *37* 450
sale of plant, *25*, 173
sale of shares, *25*, 173; *29*, 326; *30*, 329
settlement, *25*, 171; *26*, 322; *28*, 181; *29*, 45; *34*, 433
settlement on children, *22*, 354, **737**; *24*, **688**
share options, *37*, 388
shares from employers, *27*, 82; *36*, 143, 307
solicitor's time spent on P.A.Y.E. work, *32*, 378
subscriptions, *29*, 242
subvention payments, *25*, 365; *30*, 251
take-over bid, *31*, 222
tax planning for solicitors, *22*, 250
television films, *28*, 320
territorial extension *37*, 399
transfer to non-resident, *22*, 153
travelling expenses, *31*, 375; *33*, 292; *37*, 76, 222; 292; *38*, 305
travelling to international conference, *36*, 219
tribunal, effect of absence of one member from, *38*, 65
trust income, *37*, 393
undistributed income, *32*, 77
valuation, *23*, 218
variation of trusts, *32*, 194
waiver of forfeiture, *36*, 361
woodlands, *27*, 143
work in progress, *24*, 330
INCUMBRANCES,
freedom from, *34*, 187
INFANTS,
adverse possession, *32*, 419
age of majority, *33*, 303
INFANTS—*cont.*
capital gains, *33*, 81
courts' power to deal with interests, *21*, 448
deed of covenant for, *21*, 325
guardianship, *31*, 19
income tax, child allowance, *21*, 360
interests postponed after majority, *21*, 293
partition, *34*, 126
receipts, *23*, **679**
right to receive property, *21*, 72
service agreement, *21*, **734**
settlement, surtax, *21*, 244, 314
transfer for benefit of, *25*, **717**
wills, *34*, 247
INSURANCE,
assignment of policies by joint debtors, *33*, **699**
building contracts, *22*, 325
comparison of companies, *31*, 385
covenant as to, *22*, **695**; *23*, **694**, **695**; *27*, 438
death duties, *21*, 246
declaration of trust, *23*, **659**
fatal accidents, *22*, 466
flats, *24*, 451
husband and wife, *25*, 454
nuclear risks, *29*, 93
settlement, *26*, **717**
spread of fire, *21*, 92
trust deed for group life assurance of clergy, *29*, **665**
INTEREST,
client account, *29*, 3
short-term, *29*, 3
INTESTACY,
issue of brothers and sisters, *22*, 3, 66
redemption of spouse's life interest, *32*, 246
INVESTMENT,
charities, *24*, 244, 394
clause, *21*, 165; *22*, 467, **741**, **751**; *23*, 55, 59, **668**; *28*, **670**, **746**
trustee, *22*, 325; *25*, 451

JOINT TENANCY,
bankruptcy of mortgagor, *35*, 356
capital gains, *31*, 381; *33*, 81
charging order, *35*, 427
conveyance by survivor, *28*, 329
covenants for title, *32*, 128
disposal of equitable interest, *37*, 270
injunction against severance, *29*, 421
notice, *30*, 27
rectification, tenancy in common, *37*, 131
severance, *32*, 65; *35*, 183; *38*, 363
statutory declaration that not severed, *21*, **691**
JOURNAL OF PLANNING LAW,
extension, *37*, 81

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

LAND,
meaning of, in administrative statutes, *21*, 141
price of, *24*, 449; *29*, 4
LAND CHARGES,
appointment of agent, for sale and dividing proceeds, *33*, 63
companies, *34*, 11
compensation, *28*, 101; *34*, 9
compensation notice, *34*, 198
computerisation, effect on searches of, *38*, 308
conditions, *28*, 106
continued pre-contract notice, *34*, 7
continued validity, *34*, 7
contract giving charge on deposit, *29*, 78
delays, *34*, 373
equities, *31*, 394
estate contract, *27*, 298, 421; *31*, 276; *32*, 284; *35*, 155
fees, *34*, 373
land improvement, *34*, 11
local, *25*, 267; *30*, 255; *36*, 149
London, *28*, 379
matrimonial home, *36*, 433
protection of husband when selling, *38*, 110
protection of purchaser from Class F registration, *38*, 117
misdescription, *31*, 3
mortgages, *22*, 54
notice, *28*, 114
notice and knowledge, *23*, 129
pending action, *28*, 178; *38*, 133
planning inquiries, *28*, 27
planning permission, *29*, 35, 79, 153, 161
priority, *35*, 357
registered land, *23*, 117; *35*, 308
registration and searches, *32*, 164
registry, *37*, 231
address of, *38*, 1, 73
remedies between vendor and purchaser, *34*, 7
searches, *21*, 89; *27*, 330; *28*, 28; *30*, 339; *36*, 226
time for, *21*, 403
vacation of register, jurisdiction, *38*, 39, 128, 135, 208
wrongful registration, *28*, 398
LAND COMMISSION,
betterment levy, *31*, 308, 424
building land, *32*, 243
Land Commission Act 1967...*31*, 82
policy, *31*, 230
restrictive covenants, *31*, 154
sub-sales, *31*, 301
LAND DRAINAGE,
deposit of materials on banks, *22*, 65
drainage charges, *33*, 315
LAND LAW,
social purpose of, *30*, 305
LANDLORD AND TENANT,
agreement for lease of restaurant in building to be erected by landlord, *30*, 674
agricultural cottage, *29*, 411
capital allowances, *31*, 386
compliance with head lease, *28*, 19
consent to assignment, *23*, 65; *28*, 315, 357, 405, 495
council house tenants, *36*, 402
covenant against assignment without consent,
proviso requiring offer of surrender, nature of *38*, 449
covenant not to assign, *21*, 239
death of lessee, *27*, 159
covenant not to compete, *28*, 169
covenant to use for residence, *29*, 83
dangerous premises, *21*, 343; *29*, 207, 290
deserted wife's licence, *29*, 264
discovery, *23*, 483; *24*, 325
distress, *29*, 420
estoppel, *31*, 74; *32*, 249
exclusion of lessor's liability, *33*, 3
fair wear and tear, *22*, 70, 92, 236; *23*, 63
forfeiture, *21*, 79; *23*, 140, 287; *28*, 81, 180
forfeiture, injunction against breaches, *32*, 148
forfeiture, non-payment of rent, *33*, 417
forfeiture notice, *33*, 661
forfeiture, relief after 6 months, *32*, 303
forfeiture, sub-tenants, *29*, 499
hire-purchase, *27*, 35
Housing Acts, *28*, 348
implied obligation as to condition of premises, *25*, 184
improvements, *21*, 264, 729; *28*, 373
inspecting head lease, *29*, 162
insurance, *28*, 78, 304
licence to assign and the colour bar, *30*, 6
limitation of actions, *31*, 454
national letting conditions, *30*, 416
notice as to repairs, *30*, 248
notice to quit, *21*, 260, 729; *23*, 140; *25*, 83; *31*, 76
form of, *38*, 312
motive, *27*, 432
obligations, *31*, 231
order for possession, *24*, 510
original lessees, *28*, 41
part performance, *27*, 74
possession, payment into court, *27*, 139
premium, *31*, 76
prevention from eviction, *29*, 6, 239
Public Health Acts, *28*, 348
quiet enjoyment, *27*, 75; *28*, 6

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

LANDLORD AND TENANT—*cont.*
rateable value, *37*, 233
rates and taxes, *28*, 172
refrigerator, *22*, 231
registered land, *22*, 18, 22, 31
relief against forfeiture, *27*, 227
personal qualifications of tenant, *38*, 374
rent books, *26*, 406
rent paid by squatter, *29*, 152
rent, tenant's covenants and assignees of the reversion, *30*, 429
repairs, *22*, 307, 392, 470; *28*, 11
repudiation of landlord's title, *22*, 150; *23*, 140, 287
service and withdrawal of notice to quit, *27*, 335
shop, *25*, 88
temporary provisions, *22*, 332
tenancy agreements and s. 146 of the Law of Property Act, 1925...*24*, 125
term of years certain, *27*, 1
variable rents, *21*, 265
waiver of breach of covenant, *27*, 225
rent demand, *38*, 143
war damage, *29*, 421
waste, *29*, 420
water rates, *24*, 439

LANDLORD AND TENANT ACT 1954,
advertising signs, *23*, 142
agreement for new lease,
failure to execute formal lease in accordance with court order, *38*, 142
agreement to give up possession, *31*, 70
amount of rent, *21*, 78; *22*, 152
assignment with less than five years to run, *29*, 150, 323
breach clause, *22*, 148; *30*, 469
breach of contract, *34*, 358
breach of repairing covenant, *22*, 394
business conducted by manager, *22*, 471
certificate under s. 37 (4), representative of deceased tenant must have obtained probate, *38*, 299
change of landlord, *25*, 245
commencement of new lease, *23*, 155, 231; *24*, 452
common law notices, *23*, 156
company controlled by landlord, *34*, 22
compensation, *23*, 11; *26*, 90, 249; *28*, 408; *35*, 212
compensation where no application made, *34*, 26
competent landlord, *23*, 82, 143
compulsory acquisition, *25*, 83
costs, *29*, 251, 324; *38*, 301
county court, *37*, 230
covenant to surrender, *35*, 368
date of expiry of tenancy, *21*, 77

LANDLORD AND TENANT ACT 1954—*cont.*
declaration, *34*, 26
demolition, *21*, 404; *22*, 239; *24*, 326, 520; *30*, 405; *32*, 233; *36*, 280
discontinuance of business user, *27*, 430
duration of tenancy, *26*, 235, 317
groups of companies, *34*, 25
guarantor, *25*, 246
illegality, *26*, 330
intended work, meaning of, *38*, 300
intention to occupy, *21*, 77; *22*, 395; *23*, 229, 402, 480, 483; *27*, 77; *32*, 296; *38*, 298
interim rent, *34*, 427; *36*, 286
invalid application, *35*, 370
joint application, *37*, 83
joint landlords, *21*, 169
landlord, *34*, 26
landlords' occupation, *26*, 318; *28*, 317; *30*, 74; *33*, 73; *35*, 302
Law Commission's report, *33*, 83
lease and sub-lease containing break clauses, *33*, 352
lease determinable on landlord wishing to develop, *33*, **667**
lease excluding compensation, *33*, **651**
lease to avoid, *21*, 257, **723**
letting furnished service rooms, *37*, 69
licence to avoid, *22*, 771; *24*, 733; *32*, **707**
local authority, *23*, 228
members' club, *21*, 311; *22*, 69
mock auction, *22*, 471
mortgage of reversion, *28*, 179
naming wrong respondents, *22*, 306
non-payment of rent, *25*, 82
notice of termination of tenancy, *26*, 6, 159; *31*, 291; *38*, 297
notice to quit, *24*, 437; *33*, 304
opposition to new tenancy, *26*, 160; *32*, 443
partnership, *32*, 294; *34*, 24
premises comprised in tenancy, *23*, 482
proposed amendments, *31*, 156
provision for payment in lieu of compensation, *33*, **664**
racehorse training, *27*, **76**
reconstruction, *21*, 168, 169, 371, 404; *22*, 71, 238; *23*, 66, 482; *31*, 289; *35*, 64, 210
reinstatement, *30*, 76
renewal of fixtures, *33*, 71
rent, *26*, 157, 233; *27*, 429; *30*, 145; *31*, 372; *34*, 17, 308
rent, interim, *37*, 216
request for new tenancy, *26*, 159
reversionary lease, *26*, 78
reversionary tenancy, *24*, 246; *25*, 166
rights enjoyed with holding, *34*, 24
sand and gravel, *29*, 497
separate dwelling, *28*, 83

LANDLORD AND TENANT ACT 1954—*cont.*
service of notice, *24*, 154, 326; *28*, 319
short tenancies, *34*, 26
signature of notice, *21*, 483
striking out appeal, *30*, 84
subtenancies, *23*, 412, 458; *24*, 451; *25*, 244; *28*, 318; *31*, 118
Sunday school in home, *33*, 351
surrender, *21*, **668**
tenancy at will, *21*, 78; *34*, 360
term for less than year, *35*, 367
termination of tenancy, *30*, 327; *32*, 297; *34*, 21
time for application, *31*, 149; *34*, 60, 424; *36*, 69; *38*, 295
use clauses, *23*, 1, 154
validity of notices, *24*, 168
vexatious proceedings, *35*, 434
withdrawal by landlord, *33*, 354
LANDS CLAUSES ACTS,
application of compensation, *23*, 265
common lands, *23*, 266
conveyances, *23*, 265
copyholds, *23*, 266
entry on lands, *23*, 265
interests not purchased, *23*, 267
intersected lands, *23*, 266
leases, *23*, 267
mortgages, *23*, 266
notices, *23*, 268
penalties, *23*, 268
purchase by agreement, *23*, 263
purchase otherwise than by agreement, *23*, 263
superfluous land, *23*, 267
LANDS TRIBUNAL,
index, *34*, 2
LAW COMMISSION,
termination of tenancies, *32*, 165
LAW OF PROPERTY ACT 1925,
s. 56, benefit to person not named, *23*, 179
s. 146, tenancy agreements, *24*, 125
s. 172, agricultural lease, *38*, 41
LAW REPORTS,
Common Market, *27*, **3**
LEASE,
adverse possession by tenant, *38*, 444
advertising signs, *21*, 312
agreement as to terms, *24*, 257
agreement for lease of business premises to be constructed by landlord, *29*, **680**
assignment, *35*, 373
assignment by company in liquidation, *27*, **756**
assignment by mortgagee, *21*, **738**
automatic determination, *27*, 111
avoiding Landlord and Tenant Act, 1954...*21*, 257, **723**
break clause, *33*, **658**
capital gains tax, *29*, 489
cautionable interests, *35*, 40
LEASE—*cont.*
commencement, *29*, 410
confirmation, *25*, **757**
contingent, *24*, 465
costs, *22*, 321; *32*, 5
covenant by landlord against competition, *33*, 291
covenant not to assign, *21*, **749**; *29*, 240
covenant to insure, *32*, 302
covenant to observe covenants in head-lease, *25*, 361
covenant to repair, *33*, 350
creation, *26*, 156
decontrolled premises, *22*, **653**
equitable contribution between sub-lessees, *31*, 39
escrow, *25*, **257**, 452
excluding compensation, *33*, **651**
extrinsic evidence, *29*, 180
flat, *21*, **671**; *22*, **695**; *23*, **689**; *25*, **764**; *29*, **668**; *31*, **724**, **734**, **747**
flat, surveyor's certificate, *33*, 225
forestry, *21*, 259, **698**
forfeiture, *35*, 299
forfeiture, date, *34*, 291
forfeiture, waiver, *34*, 430
income tax, *22*, 411; *24*, 251
Lands Clauses Acts, *23*, 267
lease stone, *24*, 258
licence or, *22*, 69; *24*, 246; *28*, 407; *32*, 151
limitation of actions, *26*, 81, 316
memorandum determining fair yearly rent, *32*, **668**
new tenancy under Leasehold Reform Act 1967...*32*, **710**, **713**
option in, *30*, 416; *38*, 377
partnership, *35*, 17
payment of capital sum on determination, *32*, **663**
perpetually renewable, *36*, 138
registered land, *21*, 474; *23*, 120
renewal by partner for his own benefit, *38*, 288
renewal by trustee for own benefit, *33*, 161; *36*, 159
rent review clause, *38*, 376
reversionary, *24*, 462
running of positive covenant, *37*, 194
sale by sub-mortgagees, *25*, **741**
sale by way of, *23*, 301
service of notices, *25*, **765**
slaughterhouse and grazing land *28*, **710**
split, *25*, 384
stamp duty, *22*, 167
standard clauses, *22*, 249, 326, **760**
sub-leases as assignments, *31*, 159
termination by forfeiture, *29*, 267
terrace house on new estate, *29*, **792**

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

LEASE—*cont.*
to former owner to save estate duty, *29*, **762**
to oneself, *25*, 2; *26*, 4
underlease, *27*, **699**
under three years, *25*, 165
use classes, *23*, 1, 154
use for particular purpose, *29*, 317
value added tax, *36*, 372
variable rent, *28*, **662**, **663**
LEASEHOLD,
agreement for sale of, *26*, **651**
alteration in use, *25*, 177
capital and income, *21*, 307
compulsory registration, *34*, 369
conditional contract, *34*, 332
enfranchisement, *29*, 249; *30*, 85
implied assent, *21*, 167
Leasehold Reform Bill 1967...*31*, 187
valuation, *32*, 168, 245
LEASEHOLD ENFRANCHISEMENT,
adjoining houses, *35*, 217
agreement or determination that tenant entitled, *33*, 144
ascertainment of price, *33*, 144
breach of covenant, *36*, 60
compulsory purchase, *33*, 49
conversion, *33*, 43, 141
costs, *33*, 370
dates, *33*, 141
delivery of notice, *33*, 142
house, *34*, 139
Irish, *33*, 50
lapse of tenants' right to withdraw, *33*, 145
lease created less than 21 years before expiration of term, *36*, 58
letting value, meaning and ascertainment of, *38*, 213
management scheme, *36*, 62, 284, 438
missing landlord, *33*, 152; *34*, 359; *36*, 355
mortgage term, meaning of, *38*, 301
notice of desire to have freehold, *33*, 284
notice of enfranchisement, *33*, 154
option to purchase, *33*, 47
premises occupied by tenant, *37*, 370; *38*, 216
registered land, *33*, 83
rent of house sub-let, *34*, 66
shop and residential accommodation, *35*, 215
surveyors' fees, *32*, 83
valuation, *33*, 86
LEASEHOLD PROPERTY (REPAIRS) ACT, 1938,
assignment, *21*, 392
mortgagee, *21*, **79**
LEGITIMACY,
Legitimacy Act 1959...*23*, 325
LETTERS OF CREDIT,
right to stop, *22*, **159**
LICENCE,
aerial wire, *31*, **677**
construction of drain, *23*, **393**
deserted wife, *29*, 254
executed, *29*, 19
for electricity sub-station in churchyard, *27*, **686**
interest in land, *37*, 402
lease or, *22*, 69; *24*, 246; *27*, 426; *35*, 300
limitation, *30*, 106
parking of caravan, *21*, **707**
possessory, *29*, 336
Prevention from Eviction Act 1964... *29*, 6
protected by equitable estoppel, *32*, 101
purchase-money payable by instalments, *36*, 330
registered land, *22*, 27
revocation, *26*, 471; *29*, 222; *34*, 421
self-help, *32*, 49
sporting rights, *25*, **497**
tenant for life or licensee, *36*, 266, 277
termination, *32*, **300**
procedure to remove licensee, *38*, 204
third party, *37*, 406
to avoid Landlord and Tenant Act, 1954...*22*, **771**; *24*, **733**; *32*, **707**
to occupy ecclesiastical residence, *30*, **702**
to occupy flat, *30*, **663**
to take photographs, *32*, **695**
to use lavatory, *30*, **682**
to use staircase, *30*, **681**
LICENCE TO ASSIGN,
costs, *32*, 162, 245
LIEN,
solicitor's, *36*, 47, 205
vendor's, *36*, 48
vendor's registration of charge by company, *33*, 56
LIGHT,
offices, *24*, 424
right to, *36*, 15
acquisition for badly-lighted premises, *38*, 4
Rights of Light Act, 1959...*23*, 323
LIMITATION OF ACTIONS,
acknowledgment, *28*, 75
adverse possession, *22*, 63; *31*, 60, 454; *33*, 211; *37*, 85
adverse possession against infant or lunatic, *32*, 419
adverse possession by *cestui que trust*, *29*, 356
adverse possession by tenant against landlord, *38*, 444
effect of assignment of reversion, *38*, 444
adverse possession, concurrent owners, *35*, 6

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

LIMITATION OF ACTIONS—*cont.*
adverse possession, relevance of intention of true owner, *38*, 172
concealed fraud, *33*, 217, 348
covenants for title, *34*, 193
executors *de son tort*, reliance on, *38*, 176
house built in one night, *35*, 249; *36*, 241
lease, *26*, 81, 316
registered land, *21*, 384
right of re-entry, *38*, 43
squatters, *35*, 249
trustee, *22*, 390
LOANS,
borrowing control, *23*, 81
interest, *34*, 34
sales to, *25*, 179
secured by deposit of shares, *21*, **712**
LOCAL AUTHORITIES,
charities, *24*, 405
costs on sales to, *22*, 84
council house tenants, *36*, 402
land transactions, *23*, 96, 340
negligent approval of building, *36*, 74, 123
Prevention from Eviction Act, 1964... *29*, 11
LONDON,
party walls, lowering of, *38*, 198
smoke abatement, *22*, 216
surveyors decision concerning buildings, right of appeal, *38*, 198
LUNACY,
adverse possession, *32*, 419
contract, *25*, 319
settlement of patient's property, *24*, 152; *27*, 518; *30*, 63; *34*, 354
will, *32*, 436; *34*, 150

MAINTENANCE,
accumulations, *35*, 201
agreements, *21*, 348; *25*, 218
income tax, *21*, 365
orders in favour of children, *27*, 3 150
power of, *23*, **675**
MARKETS,
disturbance, *23*, 307
enforcement against owner of land, *26*, 63, 471
MATRIMONIAL PROCEEDINGS,
children, *22*, 323
property and maintenance, *22*, 383
MEDICAL PARTNERSHIPS,
division of patients, *21*, 53
drafting of deeds, *21*, 49
partner outside service, *21*, 52
payment for assets other than goodwill, *21*, 51
restrictions on practice, *21*, 54
MEDICAL PARTNERSHIPS—*cont.*
sale of goodwill, *21*, 50
superannuation, *21*, 53
MEDICINE,
nurses, trust for prize fund for, *22*, **708**
MENTAL DEFICIENCY,
settlement of patient's property, *24*, 152
MENTAL HEALTH,
settlement, *29*, 314; *31*, 62
MERGER,
rentcharges. *24*, 375
MIDDLESEX DEEDS,
inspection, *26*, 5
MINING LAW,
development, *35*, 407
exceptions and reservations, *31*, 453
miners' welfare, *23*, 18, 365
quarrying agreement, *22*, **723**
MISREPRESENTATION,
Misrepresentation Act 1967...*31*, 234
remedies, *38*, 27
statement of opinion, *22*, 297
MISTAKE,
non est factum, *35*, 231
MORTGAGES,
agricultural holdings, *35*, 360
alternative methods of payment, *21*, **756**
application s. 172, L.P.A. 1925 to subsequent agricultural lease, *38*, 41
appointment of joint receivers, *33*, **701**
assignment by mortgagee, *21*, **738**
assignment of leasehold, *28*, 178; *29*, 493
attornment clause, *22*, 307; *30*, 30, 58
auctioneer instructed by mortgagee, *21*, 68
book debts, *27*, **760**; *28*, **733**; *29*, **710**
building agreement, *28*, **718**
building estate in substitution for existing charges, *28*, **691**
building society scale, *26*, 87
business and policy, *24*, **654**
by builder, *22*, **712**
collateral advantage, *31*, 282
companies registration, *22*, 55; *38*, 323
contributory mortgage of leasehold building site, *28*, **654**
conveyance where uncompleted sales, *23*, 85, **654**
costs of resisting action by mortgagor, *32*, 39
covenants for title, *28*, 205
decrease in purchasing power of pound, *30*, **651**
deed of enlargement, *22*, **790**
deed varying rate of interest, *31*, **654**

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

MORTGAGES—*cont.*
equitable charges, *26*, 445
creation by deposit of title deeds, *38*, 201
equity, *24*, 507
floating charges, *38*, 315
hire-purchase, *27*, 37
housing, *22*, 269
husband and wife, *23*, 136
instalment, *27*, 708; *30*, **657**
interest, *34*, 35
jurisdiction of High Court in respect of formal claims for sale or foreclosure, *38*, 292
land charges registration, *22*, 54
Lands Clauses Acts, *23*, 266
Leasehold Property (Repairs) Act 1938...*21*, 79
leasing powers, *24*, 237; *25*, 429; *30*, 59
licensed premises, *28*, **703**
loan secured by blank transfer, *21*, **712**
local authority, *24*, 69
option scheme, *31*, 343
permission for unauthorised mortgage, *22*, **684**
policy, *23*, **765**
possession, *21*, 68, 229, 230, 385, 386, 488; *25*, 77, 278; *26*, 150, 391; *29*, 224; *32*, 140; *34*, 334
possession, suspension of order, *37*, 133, 213; *38*, 309
power of sale, *23*, 138
priorities, *22*, 56; *32*, 325
floating charges, *38*, 317
redemption, *25*, 158; *34*, 203
registered land, *22*, 22, 31
release of estate, *24*, **685**
release of surety, *22*, **654**
rent restriction, *22*, 87, 149; *29*, 460
repayment by instalments, *32*, **685**
repayment out of rents, *25*, **658**
sale by mortgage, *30*, 137, 320; *31*, 361, 452; *35*, 52, 281
sale by mortgagee, *37*, 210
sale conditional on, *23*, 302
sale of lease by sub-mortgagees, *25*, **741**
sale of mortgage debt, *22*, **651**
second charge by joint tenants to secure debt, *31*, **673**
second charge deferring payment of interest, *21*, **686**
shares, *22*, **679**, **684**; *23*, **761**; *25*, **734**
stamp duty, *22*, 53; *35*, 141
statutory receipt, *27*, 297
subrogation, *24*, 431
substituted security, *22*, **781**; *24*, **759**
tacking, *22*, 44
transfer of part of mortgage debt, *30*, **672**
undertakings, *35*, 305
MORTGAGES—*cont.*
variation of interest, *29*, **708**
variation of transferred mortgage, *27*, **660**
MORTMAIN,
abolition, *24*, 421

NAME AND ARMS CLAUSE,
certainty, *26*, 310
uncertainty, *24*, 323; *25*, 355
NATIONAL INSURANCE,
pension schemes, *24*, 92, **675**
NATIONAL PARKS AND ACCESS TO THE COUNTRYSIDE,
rights of way, *21*, 232, 302
NEGLIGENCE,
dangerous premises, *29*, 207, 290
defective premises, *37*, 314
local authority's liability, *35*, 385; *36*, 74, 123
occupiers' liability, *21*, 340; *22*, 402
solicitor, *21*, 177, 248, 326, 397
NEW STREETS,
architect's liability, *22*, 120
New Streets Act 1951 (Amendment) Act 1957...*21*, 346
orders, *23*, 449
NEW TRUSTEES,
power to appoint, *22*, **744**
NORTHERN IRELAND,
land law, *35*, 92
NOTICE TO QUIT,
agricultural holdings, *22*, 305, 306; *24*, 26, 434; *38*, 59, 218; *38*, 447
ambiguity, *35*, 294
by head-tenant to sub-tenant of part, *33*, **688**
by lessee only, *37*, 288
common law notices and business tenancies, *23*, 156
form of, *38*, 312
increase of rent, *22*, 232
misnomer, *33*, 74
proviso imposing conditions, *34*, 355
tenancy at will subject to sub-tenancy, *33*, **687**
uncertainty, *35*, 297
NUISANCE,
escape of sewage, *37*, 325
escape of water, *37*, 179
highways, *23*, 355
obstruction of right to light, *38*, 4
Rylands v. *Fletcher*, *30*, 95
smoke abatement, *22*, 214
NURSES,
trust for prize fund for, *22*, **708**

OCCUPIERS' LIABILITY,
damage to property, *30*, 264

OCCUPIERS' LIABILITY—*cont.*
restriction or exclusion of liability in tort, *38*, 253
OFFICES,
effect of 1963 Act, *28*, 185
health, safety and welfare, *24*, 338
landlord and tenant, *28*, 308
light, *24*, 424
OPTION,
certainty of consideration, *36*, 317
right of pre-emption, *27*, **746**
shares, *26*, **705**
testamentary, *27*, **748**; *38*, 18
to purchase, *26*, **703**; *31*, 143, 218
freeholds, *27*, **743**, **745**
to renew, *31*, 75; *34*, 141
OPTION IN LEASE,
ascertainment of purchase price, *38*, 377
generally, *25*, 116
protection of, *38*, 17
OPTION TO DETERMINE,
business tenancies, *23*, **157**
OPTION TO PURCHASE,
assignment, *21*, 482; *28*, 79
companies, *22*, **783**; *23*, **715**
ecclesiastical law, *24*, 68
exercise on posting or receipt, *37*, 286; *38*, 126
extension of time limit, *38*, 8
failure to register, *24*, 328
in will, protection of, *38*, 18
leasehold enfranchisement, *33*, 47
on default in payment, *23*, **688**
protection of, *38*, 8
second in time, position of, *38*, 11
specific performance of, right to, *38*, 130
statutory tenancy, *24*, 437
trust for sale, *28*, 312
OPTION TO RE-CUT TURF, *25*, **704**
OPTION TO RENEW,
assignment, *24*, 250
failure to register, *25*, 169
holding over, *24*, 438
perpetuities, *24*, 327
rent to be assessed, *28*, **665**
separate written agreement in, *25*, 166, 443
uncertainty, *34*, 211; *35*, 430
OWNERSHIP,
meaning of, *22*, 33

PARCELS CLAUSE,
cellar, inclusion of, *37*, 438
PARTITION,
deed partitioning properties between joint registered proprietors, *30*, **716**
registered flats, *23*, **749**
shares, *24*, **737**
statutory, *34*, 123
PARTNERSHIP,
agreement between former partners for use of buildings, *27*, **651**
consultancy agreement, *33*, **684**
deed extending existing partnership, *26*, **757**
estate duty, *24*, **440**; *25*, **153**; *26*, 291
farming, *32*, **655**
good faith and expulsion, *33*, 32
in flower farm, *27*, 718
income tax, *32*, 306
insurance to reduce burden of purchasing share, 29, **717**
lease, *35*, 17
medical, *26*, **657**
renewal of lease by one of the partners, *38*, 288
retirement deed, *33*, **695**
security of tenure, *32*, 294
value added tax, *37*, 308
PARTY WALLS,
declaration, *22*, **701**
PATENTS,
agreement for marketing products, *22*, **657**
PENSIONS,
charities, *33*, 280
national insurance, *24*, 92
perpetuities, *35*, 203
scheme, *23*, **715**; *24*, 165, **675**
PERPETUITIES,
accumulations, *21*, 295
advancement, *22*, 300; *23*, 396, 423; *25*, 353
American rules, *28*, 244
charities, *24*, 153
class gift, *31*, 211
determinable interests, *21*, 213
discretionary trusts, *21*, 63; *22*, 145; *26*, 461
easement, *25*, 351, 415; *26*, **8**
effect of 1964 Act, *28*, 333
gifts to purposes and institutions, *29*, 165
law reform, *21*, 2
lease, *24*, 327
pension scheme, *35*, 203
positive and negative, *33*, 318
power of advancement, *27*, 65
power of appointment, *26*, 27; *37*, 358
rentcharges, *35*, 124
residual trusts, *31*, 364
settlement, *28*, **746**
special power, *27*, 305
statutory period, *33*, 335
variation of trusts, *32*, 221; *33*, 199
will, *26*, 76
PERSONAL REPRESENTATIVES,
contract for sale by, *22*, 83
new trustee, need grant of probate to appoint, *38*, 211
office of, assignability of, *22*, 469

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

PETROLEUM,
sales agreement, *22*, 324
PHOTOGRAPHS,
licence to take, *32*, **695**
PIPE-LINES,
construction, *27*, 22
conveyancing, *27*, 26
damage caused by, *27*, 28
protection, *27*, 24
PLANNING. *See* TOWN AND COUNTRY PLANNING.
PLANS,
boundaries, *35*, 192
registered land, *23*, 110
POWER OF APPOINTMENT,
accumulations, *36*, 436
addition to class, *37*, 355
bankruptcy, *26*, 37
by person in precarious health, *29*, **753**
certainty of objects, *30*, 139; *31*, 367; *33*, 66
classification, *26*, 25
conflict of laws, *26*, 69; *30*, 137
delegation, *26*, 38; *27*, 68
disclaimer, *33*, 347
exercise by foreign will, *36*, 135
fraud, *26*, 39
hybrid power, *22*, 298; *36*, 134
life interest to surviving husband, *28*, **669**
perpetuities, *26*, 27; *37*, 358
reference to general power, *37*, 364
residuary gift, *21*, 233; *22*, 67
Scottish will, *22*, 144
special power, *21*, 305
trust, *26*, 92, 392
power, *27*, 215; *32*, 218
trustee going abroad, *25*, **681**
will, *26*, 30
POWER OF ATTORNEY,
by company, *26*, **681**
by trustee already abroad, *32*, **719**
delegation, *35*, 314
during periods of incapacity, *33*, **703**
execution, *35*, 310
filing, *35*, 312
general, *35*, 311
letter to donee, *33*, **707**
mortgage of shares, *22*, **681**
registered land, *35*, 308
revocation, *35*, 313
security, *35*, 312
share transfers, *35*, 314
to execute conveyance, *22*, **722**
PRACTICE,
Chancery Division, *34*, 148
PRE-EMPTION,
certainty of consideration, *36*, 317
drafting of, *38*, 24
nature of right, *38*, 21
unregistered, *36*, 50
PREFERENCE SHARES,
capital rights, *26*, 115
PRELIMINARY INQUIRIES,
form of, *21*, 255; *25*, 336, **744**; *26*, 2; *27*, 5
repetition as requisitions, *23*, 153
unsatisfactory form of, *34*, 224
PREMIUMS,
lease of flat, *23*, **689**
sale at undervalue, *24*, 156
PRESCRIPTION,
adverse possession, *32*, 270
permission, *32*, 40
PRIORITY NOTICES,
national conditions of sale, *23*, 304
PRIVATE STREET WORKS,
adoption of street, *21*, 425, **465**
building lines, *27*, 383
churches and chapels, *27*, **465**
contribution and apportionment, *21*, 418
development, *27*, 375
enforcement of liability, *21*, **424**
final apportionment, *21*, 424
flats, *27*, 82, 135
greater hardship, *21*, 432
improvements, *21*, 431
legal status of private streets, *27*, 284
local authorities, *27*, 291
making up, *27*, 451
making up in stages, *21*, **418**
objectors, *21*, 419
Public Health Act 1875...*21*, 416
rights and obligations, *27*, 292
sewering, *21*, 421
street widening, *21*, 417
PROBATE,
administration scale costs, *23*, 409
exclusion from, of clauses inserted in will due to inadvertence or misunderstanding, *38*, 53
PROFIT À PRENDRE,
pasture, *32*, 297; *35*, 282
PROFITS TAX,
bonus shares, *22*, **463**
Finance Act, 1958...*22*, 362
Finance Act 1959...*23*, 417
trading loss, *21*, 246
PROTECTIVE TRUSTS,
bankruptcy, *21*, 110
forfeiture, *22*, 227; *32*, 142
variation of settlement, *22*, 302; *27*, 517; *32*, 288
PUBLIC AUTHORITIES,
judicial control, *21*, 202
PUBLIC HEALTH,
landlords and, *28*, 348
power to construct sewer, *37*, 352
smoke control, *22*, 210

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

PURCHASE-MONEY,
interest, *33*, 153
payment by instalments, *36*, 325
unpaid, liability of devisee for, *22*, 304
PURCHASE TAX,
Finance Act 1957...*21*, 357
Finance Act 1958...*22*, 348

QUARRIES,
agreement, *22*, **723**
QUIET ENJOYMENT,
covenant for, *22*, 231, **696**, **706**, **707**; *23*, **694**; *24*, 435; *34*, 183

RAILWAYS,
lease of wayleave rights, *22*, **703**
level crossing, *28*, 227
repair of highways, *21*, 232; *22*, 64
reversion of land, *37*, 119
right of way, *21*, 302
RATES,
covenant to pay, *23*, **692**, **695**
vendor's surplus furniture, *34*, 376
water rates, *24*, 439
RATING,
advertising, *25*, 215
appeals, *25*, 311
area, *25*, 199
assessment, *25*, 97, 100
charities, *24*, 74; *28*, 20
comparative method of valuation, *25*, 198
contractor's test, *25*, 197
empty property, *32*, 165
evidence of value, *25*, 105
factories, *25*, 214
flats, *24*, 331; *25*, 3, 207
golf course, *24*, 331
gross value, *25*, 97
houses, *25*, 203
local valuation courts, *25*, 305
methods of valuation, *25*, 196
net annual value, *25*, 98
output basis, *25*, 198
postponement of new lists, *23*, 243
profits basis, *25*, 198
rateable hereditaments, *25*, 95
rateable value, *25*, 99
Rating and Valuation Act 1957...*21*, 254
rent, *25*, 25
rent restriction, *22*, 234
repairs, *25*, 104
service of notices, *25*, 313
shops, *25*, 210
vacant office premises, *38*, 74
valuation lists, *25*, 94
valuation procedure, *25*, 296
RATING AND VALUATION,
counter-inflation, *37*, 239
furnished letting, *37*, 238
long tenancy at low rent, *37*, 237
RATING AND VALUATION—*cont.*
rateable value, *37*, 233
rent restriction, *37*, 20
unfurnished tenancy, *37*, 234
RECEIVER,
appointment of joint, *33*, **701**
RECITALS,
administration of estate, *22*, **746**; *28*, **668**
advances, *22*, **746**
age of children, *28*, **743**
agreement for exchange, *22*, **778**
agreement for loan, *22*, **680**, **684**; *30*, 652, 657
agreement for release, *24*, **771**
agreement for sale, *24*, **778**; *26*, **755**; *28*, **674**; *32*, **675**
agreement for sale and apportionment of purchase money, *24*, **774**
agreement for settlement, *31*, **706**
agreement to convey, *29*, **751**
agreement to take land as tenants in common, *31*, 708
agreement with mortgagee, *25*, **721**
agreement with tenant, *25*, 721
appointment of new trustees, *28*, **668**
assent, *28*, **668**
assignment of lease to purchaser, *32*, **671**, **675**
assignment of part of premises, *24*, **777**
building scheme, *28*, **673**, **677**
by-law approval, *21*, **651**
certificate as to duty, *24*, **770**
consent to lease of wayleave rights, *22*, **704**
consideration for settlement, *23*, **687**
construction of siding, *22*, **703**
conversion into flats, *25*, **720**
conveyance, *22*, **777**; *23*, **687**; *25*, **702**
conveyance to joint tenants, *31*, **705**
conveyance to vendor, *32*, **671**
death and probate, *22*, **746**; *28*, **668**; *29*, **756**; *31*, **708**
death of husband, *28*, **668**
death of tenant for life, *29*, **756**
death of testator, *29*, **751**
deed of enlargement, *24*, **777**
demise, *32*, **711**
deposit of certificates, *22*, **680**
desire to convey to trustees, *25*, **701**
desire to divide, *24*, **769**
desire to settle, *28*, **668**
devolution of lease, *24*, **777**
evidence, *27*, **214**
existing wayleave rights, *22*, **704**
headlease, *32*, 700, 703
intended marriage, *31*, **706**
intended settlement, *28*, **743**
intent to dispose of flats, *25*, **720**
intention to create building scheme, *23*, **690**

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

RECITALS—*cont.*
intention to execute deed of covenant, *28*, **674**, **677**
layout of estate, *28*, **673**, **677**
lease, *24*, **776**; *32*, **670**, **674**
legal charges, *21*, **656**; *31*, **706**; *32*, **671**
loss of lease, *24*, **777**
mortgage, *22*, **777**
notice by purchaser to have freehold, *32*, **671**, **698**, **701**
notice by vendor admitting purchaser's rights, *32*, **672**, **698**, **701**
no previous assent, *29*, **751**
planning permission, *21*, **651**
policy, *26*, **717**
prior conveyance, *29*, **750**
registered lease, *32*, **697**
registration of proprietor, *31*, **708**
request for assent, *29*, **756**
seisin, *26*, **755**
seisin and agreement for sale, *26*, **721**
settlor's present children, *22*, **738**
state of mortgage debt, *22*, **778**; *31*, **706**; *32*, **672**, **698**
sub-lessor's lease, *32*, **713**
suretyship, *21*, **656**
surviving children, *22*, **746**; *28*, **668**
title, *21*, **651**, **656**, **744**; *22*, 140, **679**, **703**; *23*, **685**, **769**, **772**; *25*, **700**, **720**; *30*, **651**, **657**; *32*, **674**
transfer of investments, *22*, **684**, **738**
underlease, *32*, **700**, **703**
valuation, *22*, **746**; *24*, **770**; *32*, **672**, **698**, **701**, **711**
vesting assent, *29*, **756**
will, *22*, **745**; *28*, **667**; *29*, **755**; *31*, **708**
will and probate, *29*, **751**

RECTIFICATION,
covenant in lease, *22*, 393
joint tenant or tenants in common, *37*, 131
registered land, *25*, 236

RE-ENTRY,
proviso for, *23*, **696**
right of, *37*, 82, 134
accrual of, *38*, 43

REGISTERED LAND,
absolute leasehold, *27*, 81
title, *23*, 122; *24*, 86
acknowledgment for production, *23*, 115
address of registry, *21*, 328; *22*, 166, 410, *24*, 85, 453; *25*, 371, 452
adjudication of stamp duty, *21*, 476
adverse entry since issue of office copy register, *33*, 10
adverse possession, *37*, 103
agreements for leases, *22*, 18, 22
appeals, *25*, 349

REGISTERED LAND—*cont.*
application, discretion of Registrar if incorrect form, *38*, 287
appointment of new trustees, *35*, 228; *36*, 152
approach roads, *33*, 10
appurtenances, *23*, 114
areas, *29*, 424
assent in favour of remaindermen, *29*, **758**
assignment by co-owners of shares in two properties to make them owners in severalty, *31*, **659**
avoidance, *32*, 392
bare trusts, *22*, 24
before 1925...*36*, 390
boundaries, *21*, 162, 477
boundary discrepancies on leasehold building estates, *36*, 155
building estates, *23*, 321; *29*, *72*; *30*, 86
cancellation of notice of control of sale, *21*, 473
cancellation of notice of unregistered rentcharge, *24*, **753**
caution, effect of attempted, *38*, 288
cautionable interests, *35*, 21, 226
centenary, *26*, 169
certificate in lieu of plan, *31*, 153
charge, *35*, 308
charge by way of substituted security of rentcharge, *24*, **759**
charging order protected by caution, *33*, 212
commons registration, *29*, 395
companies, *23*, 118; *26*, 408
compensation, *35*, 395
compulsory areas, *21*, 92, 328; *22*, 3; *23*, 241; *25*, 4, 261; *26*, 1, 165, 406; *27*, 81; *28*, 331, 419; *29*, 4, 164; *30*, 84, 90, 157, 333; *31*, 81, 154; *32*, 1; *34*, 222, 369; *38*, 1, 156
contemporaneous transactions, *29*, 252
contribution to loss, *35*, 391
conveyancing, *29*, 65
costs, *35*, 395
covenants to contribute to cost of upkeep of property and services, *27*, **681**
deed by tenant for life and remainderman agreeing to become tenants in common, *31*, **708**
delays, *34*, 373
deposit on registration of lease, *28*, 401
deserted wife in matrimonial home, *27*, 300; *29*, 262
deserted wife's licence and rights of residence, *28*, 253
developer's titles, *36*, 157
developing building estates, *23*, 111; *24*, 338; *33*, 4, 8
discharge of part from existing charge, *33*, 7

REGISTERED LAND—*cont.*
discharge of registered charges, *28*, 420
disclosure, *37*, 303
disposal of deeds, *29*, 66
district registries, *28*, 3, 420; *29*, 89, 334; *31*, 81, 304, 385; *33*, 85; *37*, 153
draft transfers, *33*, 8
easements, *21*, 471; *26*, 226; *29*, 69; *31*, 384
easements over adjoining land, *33*, 10
East Riding Deeds Registry, closure of, *38*, 75
enlargement of leaseholds, *22*, 118
equitable easements and profits à *prendre*, *22*, 27
equitable estate, effect of first registration, *38*, 236
equitable interests, *22*, 14
equitable licences, *22*, 27
equitable mortgages, *22*, 22, 31; *28*, 174; *29*, 221
escrow, *25*, 134
estate lay-out plans, *33*, 5
exceptions and reservations, *32*, **727**
exchange between joint owners, *30*, **718**
extinguishment of rentcharge, *24*, 375
failure to register, *32*, 391
fees, *26*, 165; *29*, 164; *34*, 221; *37*, 230
fees or gifts, *36*, 152
fences, *29*, 69
first refusal, *37*, 436
first registration, *21*, 90; *33*, 12; *36*, 154, 158
effect of, *38*, 236
flats, *21*, 460; *24*, 484
forms, *32*, 1
forms of instruments, *23*, 113
further charge, *29*, **705**
good faith, meaning of, *38*, 287
grant by unregistered proprietor, *34*, 203
grant of rentcharge, *24*, **733**, **763**
grant of right of way, *24*, **670**
hearings, *29*, 91
hire-purchase, *27*, **42**
identity of property, *23*, 330
increase in price, *37*, 302
inadequacy, *25*, 91
indemnity covenants, *21*, 472
inefficiency of registered conveyancing, *22*, 319
instalment mortgage, *30*, **659**
insurance fund, *35*, 390
interest in proceeds of sale, *36*, 206
joint proprietors, *23*, 114
land charges, *23*, 117; *35*, 308
Land Registration Act 1966...*31*, **5**
land removed from register, *29*, 75

REGISTERED LAND—*cont.*
lease of house and garage on building estate, *29*, **728**
leasehold enfranchisement, *33*, 83
leases, *21*, 474; *23*, 126; *24*, 495; *31*, 384
light and air, declaration as to, *32*, **727**
merger, *37*, 342
merger of lease, *30*, 92
metrication, *32*, 311; *33*, 11
minor interests, *35*, 112
notice and knowledge, *22*, 129
office copies, *29*, 71; *33*, 1
option to purchase, *30*, 230
overriding interests, *21*, 385; *22*, 18; *28*, 270; *35*, 176, 307; *38*, 241
partition of block of flats, *23*, **749**
pending action, *38*, 133
personal searches, *23*, 116
photographic copies, *22*, 83
plans, *23*, 110; *24*, 85; *29*, 65; *30*, 91
plans to transfers of part, *33*, 7
positive covenants, *21*, 472
possession under trusts, *22*, 19
post-registration of dispositionary leases, *23*, 120
power of attorney, *35*, 308
practice, *28*, 331
practice notes, *30*, 416; *34*, 227; *36*, 152
preliminary arrangements with vendor, *33*, 4
priorities, *35*, 100, 168, 389; *36*, 272
priority, *37*, 203
production to lessor, *29*, 70
proof that plot in title, *33*, 9
public index map, *23*, 119
purchase from local authority, *37*, 4
purchase-money payable by instalments, *36*, 335
rectification, *25*, 236; *31*, 56; *37*, 284
registrar, *27*, 149
registries, *30*, 157; *32*, 84, 163; *34*, 222
release of easement, *29*, **789**
removal of caution, *35*, 185–188; *38*, 38, 208
rentcharges, *23*, 125; *24*, 8, 101, 211, 259, 375
rentcharges, extinguishment, *29*, 75
reports, *21*, 401; *22*, 409; *24*, 452; *25*, 449; *26*, 405; *27*, 437; *28*, 417; *29*, 419; *31*, 229; *32*, 241; *33*, 227; *34*, 222; *35*, 227; *36*, 226; *38*, 229
rescission of contract to sell, effect on caution, *38*, 38
restrictive covenants, *21*, 470; *27*, 155; *29*, 67
benefit, registration of, *38*, 95
burden, registration of, *38*, 91
form of, *38*, 107
running of positive covenant, *37*, 200

REGISTERED LAND—*cont.*
sale of flats, *25*, **720**
sale of part, deposit of certificate, *33*, 7
scheme for maintenance of lawns, *28*, **672**
searches, *30*, 417; *33*, 1, 8; *35*, 4, 174; *36*, 3
searches by intending lessees, *30*, 94
searches of public order map, *36*, 157
searches on behalf of purchaser and chargee, *21*, 475
securities, *33*, 369
settled land and trusts for sale, *22*, 22
souvenir land, *35*, 397
stamping delays, *30*, 93
statutory declaration as to lost certificate, *25*, **653**
sub-lease, mortgage of head lease joining in, *25*, **720**
sub-sales and resales, *21*, 469
successive transfers, *29*, 70
surveys, *33*, 6
suspension of voluntary registration, *31*, 7
time for searches, *21*, 403
title by adverse possession, *27*, 353
title on first registration, *31*, 383
title shown procedure, *23*, 326
Torrens system, *26*, 251
transfer as part of alimony settlement, *28*, 724
transfer at an apportioned rent, *29*, **724**
transfer by bare trustee company, *30*, **671**
transfer by joint tenants to one of them, *28*, **651**
transfer by sole proprietor subject to mortgage to himself and another, *27*, **773**
transfer, effect of lodging, *38*, 286
transfer for benefit of infant, *25*, **717**
transfer in consideration of rentcharge, *24*, **699**, **707**, **754**
transfer of flat, *24*, **743**
transfer of freehold and leasehold reversions to tenant, *32*, **703**
transfer of head-lease and assignment and surrender of unregistered sub-under-lease, *33*, **689**
transfer of part with exceptions and reservations, *32*, **727**
transfer of rentcharge, *24*, **730–732**
transfer of roads, *26*, **674**
transfer subject to rentcharge, *24*, **703**, **705**, **711**, **761**, **766**, **768**
transfer to rectify boundaries, *29*, **787**
transfer to tenant subject to charges, *32*, **697**
REGISTERED LAND—*cont.*
transfer where several properties sold separately with rights of way, *33*, **680**
unregistered covenants, *34*, 227
vacation of entry, *38*, 38, 128, 135
vendor's lien, *35*, 188
verification by mortgagee, *33*, 13
verifications by purchaser, *33*, 8
voluntary applications, *35*, 388
Yorkshire registries, *34*, 15, 223, 373
RELEASE,
executors, *22*, **747**; *31*, **656**
indemnity for giving effect to imperfectly released debt, *28*, **683**
mortgagee, *24*, **685**
of power of jointuring, *27*, **735**
of power to determine head-lease or grant of sub-lease, *33*, **662**
one of several sureties, *21*, **656**
remainder by tenant for life, *23*, **759**
rentcharge, *24*, 375
trustees, *24*, **769**
RENT,
advance, estate agent's duty to collect, *37*, 2
agricultural holdings, *24*, 179
apportionment, *26*, 287
clause reserving additional ground rent, *29*, **719**
council houses, *36*, 402
covenant to pay, *23*, **692**
forfeiture, *26*, 232, 399
income tax, *26*, 85
prices and incomes, *32*, 309
prices standstill, *37*, 84
rating, *25*, 25
rent book, *34*, 138
review, *37*, 72
review clause,
compliance with terms, *38*, 376
subsequent ascertainment of rent, *38*, 302
stamp duty, *26*, 85
time payable, *25*, 442
two quarters', *36*, 357
variable, *23*, **707**; *24*, **665**; *29*, **722**
RENT RESTRICTION,
abatement for disrepair, *22*, 5
adjustments in respect of services and furniture, *21*, 429, **727**, **728**
agreement as to rateable value, *21*, **732**
agreement giving security of tenure, *21*, **726**
agricultural cottage, *25*, 513; *29*, 443, 448
agricultural cottage,
costs, *34*, 356
alternative accommodation, *21*, 299, 725; *34*, 61; *37*, 137

RENT RESTRICTION—*cont.*
application for certificate of disrepair, *22*, 7
arrears of rent, *22*, 68, 159
assignment of part of reversion, *58*, 60
board, meaning of, *38*, 399
breach of undertaking, *22*, 11
business premises, *22*, 235; *23*, 141; *29*, 454; *33*, 419; *38*, 141
cancellation of certificate of disrepair, *22*, 10
certificate of disrepair, *22*, 8
charge of parties, *22*, 13
conversion of controlled tenancies, *37*, 12, 19, 27
control of increases, *34*, 175
controlled tenancies, *29*, 430, 437
counter-inflation orders,
standard rate, meaning of, *38*, 367
court, *29*, 462
dates under Rent Act 1957...*21*, 253
death of tenant, *21*, 240, 481; *29*, 320
decontrol, *21*, 262; *23*, 231, 484; *26*, 321; *37*, 19
existing certificates of disrepair, *22*, 12
fair rent, *32*, 149, 298, 374, 442; *33*, 290, 354; *36*, 404; *37*, 3, 11
jurisdiction of rent officer, *38*, 55
reasonable rent, comparison with, *38*, 397
right to challenge determination, *38*, 55
false evidence, *21*, 241
fitness for habitation, *21*, 393
fixed term tenancy, consequences of, *38*, 396
forfeiture, *30*, 400, 402
furnished houses, *26*, 82
furnished premises, *21*, 242, 243; *29*, 445; *33*, 150, 286, 421; *34*, 63, 65; *36*, 65, 216; *38*, 243, 372
meaning of, *38*, 398
furnished sub-tenancy, *31*, 293
furniture and fittings, *23*, 323
greater hardship, *21*, 330; *22*, 237
holding over, *29*, 450
house required for daughter, *22*, 238
housekeeper, *28*, 233
housing association, *31*, 220
improvements, *21*, 430; *37*, 18, 28
increase of rent, *25*, 169; *37*, 17, 22
internal decorative disrepair, *21*, 331
judgment by default, *31*, 371, 463
landlord by purchase, *21*, 329; *34*, 297
landlord's undertakings, *22*, 6, 7
lease of decontrolled premises, *22*, 653
local authority's proposal notice, *22*, 7
long leases, *33*, 301
matrimonial home, *34*, 429
ministers of religion, *29*, 442
mortgages, *22*, 87; *29*, 460; *30*, 144

RENT RESTRICTION—*cont.*
municipal housing, *38*, 403
new tenancy, *29*, 322
non-occupying tenant, *25*, 170; *35*, 433
notice of increase, *21*, 337
notice to quit, *22*, 307; *38*, 396
occupation by landlord, *27*, 312
order for possession in absence of tenant, *21*, 241
penal sanctions, *29*, 459
premises, meaning of, *38*, 370
premium, *22*, 98, 149, 233, 396; *23*, 401; *24*, 156; *31*, 301; *35*, 291, 434
private street works, *21*, 431
purchase-money payable by instalments, *36*, 326
qualification certificate, *37*, 13
rateable value, *22*, 234; *33*, 287; *34*, 142; *37*, 20
rates, *21*, 427
increase, effect of, *38*, 400
recovery of possession, *35*, 60, 365
registration, *37*, 16, 23
regulated tenancies, *29*, 431, 437; *37*, 19, 23
rent, *29*, 443; *31*, 292; *34*, 149; *35*, 59
Rent Act 1957...*21*, 260, 329; *22*, 252
Rent Act 1965...*29*, 163, 429
rent less than two-thirds rateable value, *21*, 167
rent limits, *21*, 261, 332, 427, 732; *22*, 236; *23*, 63; *37*; 26
rent tribunal, *35*, 128, 432
repairs, *22*, 70
rescission of order, *31*, 72
restrictions on possession, *22*, 336
review 1974 Act, *38*, 394
second transmission, *29*, 435; *31*, 368
security of tenure, *29*, 429, 438; *37*, 26
separate dwelling, *32*, 235; *33*, 288
service occupancy, *29*, 450
service tenancy, *21*, 76; *34*, 292, 294
several dwellings in one letting, *38*, 139
sub-letting, *27*, 226, 310; *38*, 370
sub-tenancies, *22*, 12; *24*, 247; *25*, 362, 512
succession, *33*, 420; *34*, 296; *35*, 63; 37, 30
surrender, *23*, 144; *35*, 62
suspension orders, *22*, 341
temporary provisions, *22*, 332
tenancy compared to licence, *38*, 395
tenancy granted by beneficiary, *22*, 67
tenant's defects notice, *22*, 5
unprotected tenancies, *29*, 450
withdrawal of proposal notice, *22*, 83, 319

RENTCHARGES,
abolition, *33*, 365
adverse possession, *24*, 382

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

RENTCHARGES—*cont.*
cancellation, *24*, **753**
charge by way of substituted security, *24*, **759**
extinguishment, *24*, 375
grant of, *24*, **733**, **763**
merger, *24*, 376
perpetuities, *35*, 124
redemption, *24*, 378; *37*, 15
re-entry, *24*, 380
registered land, *23*, 125; *24*, 8, 101, 211, 259, 375
release, *24*, 375
restrictive covenants, *24*, 388
transfer in consideration of, *24*, **699**, **707**, **754**
transfer of, *24*, **730–732**
transfer subject to, *24*, **703**, **705**, **711**, **761**, **766**, **768**
variable, *35*, 2
war damage, *24*, 386
REPAIRS,
agricultural holdings, *24*, 288
assignment of reversion, *27*, 223
clearance order, *37*, 368
covenant as to, *23*, **693**, **694**
demolition, *24*, 157
devised property, *27*, **72**
diminution of value of reversion, *24*, 248
foundations, *27*, 428
implied covenant, *37*, 214
leave to proceed, *23*, 64; *27*, 78
liability under covenant, *37*, 1
notice of breach of covenant, *37*, 138
reinstatement, *26*, 319
specific performance, *37*, 301
statutory covenants, *26*, 132, 187
steps and flagstones, *34*, 147
structural repairs, *23*, 83, 144, 311
unknown lessee, *34*, 59
weekly tenancy, *23*, 484
windows, *23*, 83, 144
reliance placed on, effect in equity, *38*, 27
REQUISITIONING,
Crown lease, *24*, 435
Requisitioned Houses Act 1960...*24*, 166
REQUISITIONS,
development value, *25*, 87
failure to reply to, *26*, 224; *27*, 134
preliminary inquiries repeated as, *23*, 153
RESCISSION,
right of, *24*, 58
sub-purchaser, *34*, 51
RESTRICTIVE COVENANTS,
alcohol, *21*, 13
annexation, *26*, 306; *31*, 145; *36*, 20, 349
annexation of benefit, *21*, 386; *25*, 430; *30*, 236; *32*, 60
RESTRICTIVE COVENANTS—*cont.*
Australian system of registered land, *38*, 94, 105
benefit of, criteria establishing, *38*, 289
breach of, remedies available, *38*, 291
building scheme, *29*, 228; *32*, 204; *37*, 280
cautionable interests, *35*, 41
change of user, *21*, 12, 13
churches and church halls, *21*, 16
compensation not awarded by tribunal, *21*, 10
costs, *21*, 17, 387
court or tribunal, *21*, 18
crowds, *21*, 14
declaration that land no longer affected, *21*, 231
density, *21*, 13
discharge, *21*, 6; *29*, 227
discharge or modification, *26*, 308; *32*, 287; *34*, 12
discretion of tribunal, *21*, 8
enforceability, *26*, 298
enforcement, *29*, 230
extinguishment of rentcharge, *24*, 388
extrinsic evidence, *29*, 176
flats, *21*, 6
form of, when land registered, *38*, 107
inducing breach, *29*, 141, 402
injunction, *35*, 286
mental defectives, *21*, 15
merger, *30*, 79
modification, *21*, 6, 479; *29*, 399
national conditions of sale, *23*, 304
national trust, *30*, 238
new construction, *21*, 12
noises, *21*, 14
not to erect more than one house, *37*, 210, 304
notices, *21*, 20, 22
objectors, *21*, 20, 387
option, enforceability against subsequent purchaser under prior, *38*, 16
owners of road, *29*, 400
ownership, *22*, 33
permission, *30*, 316
planning, *21*, 23; *28*, 190
positive covenants, *30*, 253
professional user, *28*, **708**
proposed user not causing disturbance, *21*, 16
registered land, *21*, 470; *38*, 90
running with land, *25*, 433
schemes of development, creation of, *38*, 101
smells, *21*, 14
suspended injunction, *34*, 280
temporary modification, *21*, **9**
RESTRICTIVE PRACTICES,
notice of condition, *21*, 249; *22*, 404

RESULTING TRUST,
charities, *22*, 145
legal estate, *31*, 259
money spent on house, *37*, 65
nature of, *38*, 137; *38*, 405
option, granted without declaration of trust, *38*, 136; *38*, 405
surtax, settlement on children, *21*, 244
RETIREMENT BENEFITS,
annual premium contracts, *21*, 118
Law Society, *21*, 1
return of premiums, *21*, 119
reversionary annuities, *21*, 118
self-employed, *21*, 117
single premium contracts, *21*, **118**
with profit contracts, *21*, 117
RIBBON DEVELOPMENT,
restriction of, *23*, 452
RIGHT OF WAY,
change of route, *37*, 437; *38*, 158, 208
damage, *25*, 160
extinction, *35*, 428
mutual grant, *24*, **725**
public, *21*, 232, 302
whether extinguished by s. 14 Defence Act 1842, *38*, 206
registered land, *24*, **669**
uncertainty, *35*, 324
user as of right, *33*, 64
way of necessity, *24*, 205
ROAD CHARGES,
flats, *21*, 178, 256

SALE OF GOODS,
description, sale by, *34*, 257
fitness for purpose, *34*, 259
memorandum, *22*, 137
merchantable quality, *34*, 260
misrepresentation, *31*, 234
SAVINGS BANKS,
nominations, *31*, 85
SCHOOL SITES,
reverter, *24*, 319
SEARCHES,
registered lands, *23*, 116
SECRET TRUSTS,
creation, *27*, 92
property subject to, *36*, 113, 129
SERVICE AGREEMENT,
managing director, *21*, **752**
SETTLED LAND,
compensation for improvements, *35*, 362
joint tenants for life, *33*, 410
leasing powers, *25*, 509
permission for unauthorised mortgage, *22*, **688**
power of advancement, *22*, **776**
registered land, *22*, 22
sale by executor of tenant for life, *23*, 360; *24*, 43, 314
sale by tenant for life, *32*, 412

SETTLEMENTS,
acceleration, *30*, 467
adopted children, *29*, 315
after-acquired property, *29*, 80, 146
Andrews v. *Partington*, rule in, *34*, 393
Bahamian settlement, *23*, 198, **666**
by widower, *26*, **690**
by widower on remarriage, *25*, **708**
capital gains tax, *30*, 457, **705**
children, *22*, **737**; *24*, **688**; *28*, 493, **742**
class gift, *25*, 162; *36*, 56, 125
consent of protector, *23*, **683**
discretionary marriage settlement by husband's father, *29*, **687**
discretionary settlement of investments or cash, *29*, **651**
drafting, *29*, 40
educational policies, *24*, **672**
estate duty, *26*, 323; *29*, 59
for education and advancement of grandson, *27*, **667**
gift to issue, *35*, 363
grandchildren, *21*, **772**
income of shares, *24*, **779, 784**
income tax, *25*, 171; *26*, 322; *29*, 45; *36*, 233
income under invalid settlement, *23*, **746**
insurance policy, *26*, **717**
lunacy, *24*, 152
made prior to marriage for protection of settlor, *29*, **775**
male issue, *25*, 437
on child aged not more than 4 contingently on attaining 25...*29*, **703**
on child contingently on attaining 21 ...*29*, **697**
on employee's widow and children, *32*, **681**
on trusts of existing settlement, *21*, **743**
Phipps v. *Ackers*, rule in, *38*, 365
rectification, *32*, **690**
revocable, *22*, 221; *27*, **315**
sale to tenant for life, *33*, 339
share of residue, *28*, **667**
stamp duties, *29*, 62
standard clauses, *22*, 387, **750**
surtax, *21*, 244, 314
to avoid income tax, *27*, **727**
variation, *22*, 229, 302, 389; *23*, 308, 310; *26*, 69, 230, 393; *31*, 209; *33*, 65
SHOPS,
rating, *25*, 210
SMALL TENANT'S RECOVERY,
substituted service, *36*, 287
SMOKE ABATEMENT,
clean air, *22*, 210
SOLICITORS,
agreement to employ assistant, *23*, **651**

SOLICITORS—*cont.*
charging clause, *22*, **743**; *23*, 60, **399**
conveyancing costs, *21*, 93; *30*, 81, 337; *36*, 73, 226, 300
executors, *35*, 209
High Court costs, *24*, 5
income tax, time spent on P.A.Y.E. work, *32*, 378
interest on client account, *28*, 330
lien, *36*, 47, 205
maintenance proceedings, *22*, 250
remuneration, *32*, 81, 310
services, *25*, 258
tax planning, *22*, 250
undertakings, *25*, 259; *31*. 2
unqualified persons, *37*, 83
wills, duty as to, *21*, 177, 248, 326, 397; *23*, 225
SPECIFIC PERFORMANCE,
absence of written evidence, *24*, 55
costs, *23*, 392
damages, in addition to or in substitution for, *38*, 45
delay, *21*, 66; *24*, 149
land in Scotland, *33*, 147
misdescription, *21*, 67
power to convey, *26*, 329
purchaser in possession, *34*, 130
repairing covenant, *37*, 300
third party notice, *31*, 280
transfer to controlled company, *26*, 153
SPORTING RIGHTS,
lease or licence, *25*, **497**
STAMP DUTIES,
adjudication, registered land, *21*, **476**
agreement as to disposition of shares on death, *28*, **726**
agreement for equality of shareholding, *28*, **704**
agreement for sale of turf, *25*, 704
agreement for use of partnership buildings, *27*, **651**
agreement not to sell except with vacant possession, *22*, 663
agreement to re-transfer shares, *28*, **701**
amalgamation of share capital, meaning of "in connection with," *38*, 146, 383
assignment of lease, *27*, **756**
assignment of policies by joint debtors, *33*, 699
certificate of value, *26*, 250
charge, *34*, 228
charge on book debts, *28*, **733**
companies, *21*, 172; *34*, 298; *37*, 400
confirmatory conveyance, *29*, 750
conveyance, *22*, 167, 218, 244; *25*, 174, **700**; *27*, 152; *28*, **731**; *31*, 158; *36*, 227
conveyance in consideration of marriage, *29*, **684**
STAMP DUTIES—*cont.*
covenant to maintain water supply, *27*, **750**
deed of covenant to repay money lent, *30*, **693**
deed of family arrangement, *24*, 666
discounting of hire-purchase, *24*, 712
discretionary marriage settlement, *29*, **693**
discretionary settlement of investments or cash, *29*, **656**
enlargement of leaseholds, *22*, 118
exchange, *26*, 401; *27*, 90; *30*, **718**
amalgamation of companies, *38*, 453
Finance Act 1958...*22*, 372
Finance Act 1959...*23*, 417
funded debt, meaning of, *38*, 145, 382
gifts, *27*, 89
grant of right to construct footings, *26*, 698
leases, *22*, 167; *27*, 84, 152; *36*, 228
legal charge in substitution for existing charge, *28*, **691**
licence for electricity sub-station, *27*, **686**
limited partners, *37*, 400
marriage settlement, *26*, 690
merger between businessmen, *27*, **670**
mortgages, *22*, 53; *27*, 90, 153, 760; *34*, 221; *35*, 141
option to purchase, *23*, **715**; *27*, 90, 153
oral direction to trustees, *22*, 157, 311
order approving scheme of arrangement, *35*, 223
partition, *30*, **716**
partnership deed, *27*, **718**
power of attorney, *36*, 299
purchase of reversion, *22*, 156, 312
rates of, *38*, 156
registered land, *26*, 166
release of power of jointuring, *27*, **735**
rent, *26*, 85
secured debenture substituted for loan stock, *36*, 441
securing immediate benefit from reductions, *22*, 224
securities, *27*, 332
settlement, *27*, **667**; *29*, 62
settlement made prior to marriage, *29*, **775**
shares "issued to," meaning of, *38*, 453
transfer, *26*, 166
transfer between associated companies, *36*, 221
transfer of share of joint tenant subject to mortgage, *28*, **651**
transfer of share of tenant in common, *27*, 773
trust deed, *26*, 683
establishing charity, *27*, **712**

STATUTE LAW REVISION,
Statute Law Revision Bill 1968...*32*, 161
STATUTE OF FRAUDS,
compromise by charities, *32*, 389
goods or land, *22*, 137
joinder of documents, *22*, 275
mutuality, *32*, 387
part performance, *32*, 384
sale of land, *22*, 61
trusts of equitable interests in personalty, *22*, 141, 301
STATUTORY DECLARATION,
in support of deed of enlargement, *22*, **792**
lost land certificate, *25*, **653**
missing deeds, *26*, **693**
missing title deeds, *22*, **788**
no severance of joint tenancy, *21*, **691**
partition, *28*, **754**
trustee abroad, *32*, **720**, **721**
SUPPORT,
injunction, *35*, 184
percolating water, *34*, 49
right of, *26*, 210
SURRENDER,
agricultural holdings, *24*, 371
agricultural lease, *25*, **651**
current tenancy, *21*, **668**
flats, *26*, **679**
in contemplation of new lease, *32*, **706**
in lieu of assignment, *30*, **687**
life interest, *22*, 398; *30*, **662**
part of land in lease subject to underlease, *33*, **690**
proviso requiring offer of, nature of, *38*, 449
remainder, *23*, **759**
SURTAX,
annual payment, *26*, 324
bonus shares, *21*, 245; *22*, 464
child actress's company, *36*, 295
child actress, settlement of shares in company, *37*, 77; *38*, 220
directions, *21*, 327; *23*, 405
Finance Act 1957...*21*, 362
Finance Act 1959...*23*, 414
information, *37*, 376
investment company, *21*, 171; *22*, 155
release of power of revocation, *22*, 73
settlement on children, *21*, 244, 314, 486; *22*, **737**; *24*, **688**
transaction in securities, *37*, 293
SURVEYORS,
amalgamation of societies, *33*, 84; *34*, 224

TENANCY IN COMMON,
assets and assignments of remaining share, *37*, 42
TENANCY IN COMMON—*cont.*
memorandum, need for on transfer of undivided share, *38*, 50
rectification, joint tenants, *37*, 131
TENANT FOR LIFE,
contractual licensee or, *36*, 266, 277
conveyance by, of property mistakenly vested, *33*, **721**
fiduciary vendor, *32*, 413
joint, *33*, 410
licensee or, *30*, 256
sale by, *32*, 412
sale by executor of, *23*, 360; *24*, 43, 314
sale to, *33*, 339
surrender of remainder, *23*, **759**
TENANTS IN COMMON,
conveyance where assignment to, *25*, **747**
matrimonial home, *33*, 205
TITHES,
Tithe Redemption Office, *24*, 168
TITLE,
covenants for, *34*, 178
root, *34*, 5
TITLE DEEDS,
deposit of, effect, *38*, 201
missing, *22*, **788**
TOWN AND COUNTRY PLANNING,
abandonment of use, *27*, 250
abatement of injury to amenity, *27*, 315
action available to planning authorities, *33*, 109
administrative law, *36*, 375
advertisements, *33*, 156; *34*, 102
agriculture, *33*, 156
alternative development, *23*, 93
appeals, *27*, 390
appearance at inquiry, *28*, 49
applications, *27*, 259
applications to High Court, *28*, 58
blight, *34*, 319
building, *35*, 399
buildings of architectural or historical interest, *33*, 106
building preservation, *28*, 183, 323; *29*, 86
caravan sites, *25*, 16; *28*, 182, 324; *33*, 158
caravans, *27*, 314, 523; *29*, 327
change of use, *26*, 241; *33*, 157
compensation, *21*, 388; *22*, 177
complaint to Council on Tribunals, *28*, 71
comprehensive development, *23*, 93
conditional permission, *23*, 485; *25*, 249; *28*, 323, 324
conservation areas, *37*, 37
consultation with planning authority before purchase, *24*, 257

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

TOWN AND COUNTRY PLANNING—*cont.*
contract of sale, conditional on planning permission, *38*, 77
contract providing for further payment if permission obtained, *33*, **709**
contravening development, *22*, 178
control of development, *25*, 20
Control of Office and Industrial Development Act 1965...*29*, 374
declaration as to need for permission, *22*, 313; *23*, 486
defects and incumbrances, *28*, 109
demolition, *37*, 37
determination of need for permission, *26*, 14
development, *27*, 45, 141, 197; *33*, 98; *35*, 399
charge, *23*, **71**
levy, *29*, 417
plans, *33*, 92, *37*, 31
value, *22*, **76**
dwelling-houses, *33*, 157
enforcement, *33*, 103
enforcement notice, *21*, 174, 180, 248, 395; *22*, 75, 314, 452; *23*, 72, 235, 343, 408; *24*, 253, 443; *25*, 516; *26*, 83, 480, 481; *27*, 140, 313, 524; *29*, 85; *30*, 331
engineering, *35*, 406
error in application for permission, *29*, 86
established development, *36*, 425
established use certificates, *33*, 105
estoppel, *25*, 515
evidence and procedure, *28*, 46
existing permissions, *22*, 179
existing rights, *36*, 421
general development order, *36*, 427
highways, *23*, 452; *33*, 111
illegality, *25*, 82; *26*, 374
increase in number of caravans, *23*, 236
industrial development, *33*, 157
industrial development certificate, *27*, 263
injunction, *22*, 315
inquiries, *27*, 397; *28*, 27; *33*, 101
inquiries of local authority, *28*, 37
inquiries of vendor, *28*, 101
inquiry as to amenity, *23*, 407
local plans, *33*, 93
material development, *33*, 155
mining, *35*, 407
minutes of committee, *26*, 479
mobile hopper, *26*, 480
modification orders, *33*, 110
multiple occupation, *28*, 183; *29*, 118, 327
obligation to purchase, *23*, 100, 344
office development control, *37*, 36
TOWN AND COUNTRY PLANNING—*cont.*
open land, *25*, 88
operational land of statutory undertakers, *21*, 395
outline applications, *27*, 266; *33*, 4
penalties, *33*, 112
permitted use, *25*, 406
person aggrieved, *25*, 250
physical recreation, *33*, 158
planning applications, *23*, 99, 341
planning blight by road schemes, *24*, 1, 336
planning officer's evidence, *33* 3
planning permission, *33*, 98
contract conditional on, *33*, **720**
planning unit, *37*, 154
procedure after inquiry, *28*, 56
protection notices, *22*, 177
purchase notices, *23*, 72, 99, 341; *24*, 443; *26*, 241; *27*, 523; *33*, 108
refusal, whether equivalent to acquisition, *24*, 252
remedies of individuals, *33*, 108
repository, *30*, 330
requisitioned property, *25*, 87
restrictive covenants, *21*, 23; *28*, 190
resumption of permitted use, *22*, 314
review of development control scheme, *38*, 154
sale of caravans, *24*, 442
scrap metal sorting, *25*, 515
searches, *28*, 28
show jumping, *27*, 312
statutory undertakers, *33*, 111
stop notices, *33*, 104
structure plans, *33*, 92; *37*, 383
temporary buildings, *23*, 72
temporary use, *33*, 158
Town and Country Planning Act 1968 ... *33*, 91
tree preservation orders, *33*, 111
use, *28*, 138, 243, 342
use and title, *26*, 269
use classes, *36*, 423
valuation, *23*, 216
withdrawal of permission, *21*, 394
TRADE DISPUTES,
postal strike, *35*, 70
TRADE EFFLUENTS,
agreement, *25*, 38, **662**
TRADE UNIONS,
charitable trust, *25*, 439
TREES,
damage by roots, *27*, 179
TRESPASS,
advertising sign, *21*, 312
air space, *34*, 130
forcible ejection, *36*, 2
sea-bed, *31*, 278; *32*, 206
vacant land, *25*, 509
TRESPASSER,
liability to, *37*, 383

TRIBUNALS,
procedure, *26*, 331
TRUST,
agreement to convey beneficial interest, *24*, 70
breach, *26*, 66
complied, *23*, 310
church organ, *26*, **683**
constructive, costs of defence, *33*, 277
contingent interest, *37*, 429
conveyance by one trust to another, *36*, 192, 373
courts' power to deal with interest of infants, *21*, 448
creation of equitable interests in personalty, *22*, 141, 301
disappearance of beneficiary, *27*, **71**
discretionary, *26*, 100; *36*, 53, 55, 351
distribution of share in specie, *34*, 54
flat-sharing, *37*, 440
following trust moneys, *22*, 390; *23*, 55
for paying debts, *21*, 280
for sale, *25*, 90
gift of income to a class, *29*, 80
interest as licensee, *37*, 428
interest as residuary beneficiary, *37*, 430
interest as settlor, *37*, 427
investment, *26*, 65, 351, **705, 715**
knowledge gained as agent, *31*, 63
majority shareholders of trust investments, *32*, 66
oral, *35*, 49, 255
power, *26*, 92, 392; *30*, 239; *31*, 458; *33*, 215
power, uncertainty, *34*, 287
precatory, *32*, 361
proceedings for breach, *29*, 232
protective, *29*, 148
purpose, *37*, 420
resulting, *32*, 99
Saunders v. *Vautier*, rule in, *34*, 29
uncertain duration, *30*, 467; *38*, 269
uncertainty, *21*, 71, 303, 306; *25*, 241; *30*, 142; *33*, 233
variation, *22*, 373; *23*, 221, 310, 398, **433**; *25*, **79**, **163**, **241–243**, **436**; *26*, **64**, 66, 229, 231, **702**; *28*, 75, 230, 231, 402; *29*, 148, 405; *30*, 397; *31*, 66, 215, 284; *32*, 431–434; *33*, 113, 183; *34*, 352; *35*, 291
writing, *24*, 69; *31*, 459
TRUST CORPORATION,
executor, *22*, 469
TRUST FOR SALE,
charging order, *34*, 49, 420
conveyance on, *23*, **685**; *34*, 124
discretion to order sale, *24*, 240
interest on loans for purchase of land, *34*, 41
matrimonial home, *36*, 99
possession, *34*, 344
TRUST FOR SALE—*cont.*
registered land, *22*, 22
single trustee, *33*, 240
TRUSTEE,
appointment of new, *23*, **680**, **686**, **689**
by representative of last surviving trustee without grant of probate, *38*, 211
constructive, *31*, 352
control of powers, *23*, **681**
covenants for title, *32*, 131
costs, *22*, 228; *26*, 394; *30*, 239
custodian trustee, *24*, 196; *36*, 260
delegation, *23*, 396, 423
directing, *36*, 260
disclosure of documents, *28*, 403; *29*, 81, 235
exercise of discretion, *31*, 117
impounding of beneficiary's interest, *27*, 218
indemnity, *38*, 342
investments, *25*, 372, 451
liability of paid, *33*, 179
liability to account, *29*, 233
mortgage of trust property in order to purchase further land, *38*, 441
paid and unpaid, *37*, 55
pension scheme trustees' undertakings, *28*, 423
power of investment, *27*, 127; *28*, 402
proceedings by, *24*, 72
profit from trust, *27*, 136; *28*, 310; *32*, 210; *38*, 330
purchase of trust property, *38*, 353
relief of, under s. 61 Trustee Act 1925, if no breach of trust, *38*, 54
removal, *30*, 65
remuneration, *22*, **757**; *23*, **679**; *26*, 232, 394; *38*, 342
increase as term in compromise, duty of guardian *ad litem*, *38*, 213
renewal of lease for own benefit, *33*, 161; *36*, 159; *38*, 331
retention of income, *36*, 38
single trustee for sale, *33*, 240
skill and care, *37*, 48
vendor and purchaser, *23*, 173; *38*, 357
TURF,
sale, *25*, **704**

UNDUE INFLUENCE,
engaged couple, *26*, 70
wills, *23*, 61

VACANT POSSESSION,
undisclosed protected tenancy, *34*, 128
VALUATION,
easements, *23*, 214
electricity supply, *23*, 219

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

VALUATION—*cont.*
freeholds, *23*, 206
leaseholds, 23, 208; *32*, 168, 245
liability, *29*, 186, 275
local Acts, *23*, 217
new buildings, *23*, 219
plant and machinery, *23*, 218
Schedule A tax, *23*, 218
town and country planning, *23*, 216
underleases, *23*, 211
war damage, *23*, 219
years' purchase, *23*, 204
VALUE ADDED TAX,
goodwill, *37*, 372
leases, *36*, 372
partnership, *37*, 308
sale of fee simple, *36*, 370
zero-rating,
transport, meaning of, *38*, 384
VARIATION OF TRUSTS,
accumulations, *33*, 199
actuarial valuation, *33*, 129
age of child-bearing, *27*, 308
application to the court, *27*, 6
approval of court, *27*, 10
approval on behalf of listed beneficiaries, *33*, 116
approval on individual, not class, basis, *33*, 120
arrangements, *33*, 114, 195
benefit, *33*, 122
contingent interests under protective trusts, *33*, 119
discretion, *33*, 183
court orders, *33*, 195
effect of order, *27*, 21
facilitating administration, *33*, 126
foreign settlements, *33*, 114, 188
form of order, *27*, 20
fraud on power, *33*, 183
guardian ad litem, *37*, 363
indemnity to trustees, *27*, 307
interests of consenting adults, *33*, 190
Lancaster Chancery Court, *32*, 64
limits of jurisdiction, *33*, 114
mental health, *32*, 224
Northern Ireland, *27*, 306
parties, *27*, 71, 137
perpetuities, *32*, 221; *33*, 199
person to apply, *27*, 7
power of advancement, *27*, 70
protective trusts, *32*, 288; *33*, 188
release of powers, *33*, 186
representation, *27*, 9
resettlement, *33*, 131
resettlement or variation, *32*, 290
tax avoidance, *32*, 194; *33*, 191
transfer out of jurisdiction, *32*, 223; *33*, 276
two-contingency test, *33*, 117
unascertained persons, *33*, 116
widening of investment powers, *33*, 127, 190
VENDOR AND PURCHASER,
conditional contract, *31*, 452
consumer protection, *32*, 21
defective premises, *31*, 3
delay, *28*, 73
deposit, forfeiture, *33*, 410
deposit paid to auctioneer, *31*, 359
deposit paid to estate agent, *30*, 462
hire-purchase, *27*, 41
loss of deposit, *23*, 84, 154
misdescription, *26*, 474
National House-Builders agreements, *36*, 369
notice to complete, *31*, 62; *37*, 63
party wrongly named, *33*, 412
price of houses, *33*, 365
protection of purchasers, *36*, 1
reletting, *23*, 134
root of title, *30*, 157; *31*, 82
solicitor acting for both parties, *27*, 63
statutory tenancy, *30*, 396
substandard houses, *28*, 276, 385, 478
summons, *25*, 90
value added tax, *36*, 370
vendor as trustee, *23*, 173; *38*, 357
vendor's lien, *32*, 205
warranty of fitness, *30*, 318, 395
VESTING DEED,
in favour of statutory owners on surrender to infant, *28*, 756
land sold and further land bought with capital money, *25*, 759

WAGES,
accounts, *26*, 109, 294
payment, *24*, 337
WAIVER,
common law, *36*, 245
equitable estoppel, *36*, 253
forfeiture, *36*, 359, 361; *38*, 143
notice, *36*, 257
redistributed, *36*, 245
WAR DAMAGE,
builders' estimate, *21*, 396
landlord and tenant, *29*, 421
rentcharges, *24*, 386
valuation, *23*, 219
WATER,
abstraction, *27*, 489
effect of 1963 Act on right to abstract, *33*, 14
escape, *31*, 274; *37*, 179
extraordinary user, *31*, 59
licence of right, *33*, 29
licence to abstract, *33*, 18
right to abstract, *33*, 15
rights against persons abstracting, *33*, 23
rights against river authority, *33*, 27
sale of flats, *24*, 450
use and discharge, *27*, 489

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

WAYLEAVES,
lease of rights as to siding, *22*, **703**
WILLS,
absolute gift, *21*, 166, 220; *23*, 62
acceleration, *21*, 308, 480
accleration, release of life interest, *34*, 55
accruer, *21*, 74, 224; *25*, 80; *27*, **222**
ademption, *21*, 70, 73
adoption, *21*, 237, 391; *29*, 409; *30*, 68
appointment of guardian, *31*, **661**
attached sheets, *24*, 325
attestation, *25*, 358; *32*, 434; *33*, 283; *38*, 54
attesting witness, *23*, 60, 399
beneficiary *en ventre sa mère*, *26*, **77**
benefit from felony, *28*, 232
bequest of business, *25*, **694**
bonus shares, *25*, 440
business, bequest of, *22*, 229
businessman, of, *24*, **734**
capital gains tax, *30*, 457, **705**
cash at bank, *27*, 137
certainty of interest, *29*, 408; *30*, 69
charge on real property, *27*, **219**
charging clause, *23*, 60, 399
class gifts, *21*, 237, 391
class gifts, acceleration, *32*, 68
commorientes, *22*, 1; *30*, 24
condition precedent, time not of the essence, *23*, 225
conflict of laws, *25*, 81, 243
construction by probate court, *22*, 148
construction, on attaining 21 or marriage, *33*, 218
contingent gift of residue, surplus income, *27*, **73**
continuance of service tenancy, *24*, **725**
correcting testator's mistakes, *33*, 322; *34*, 308
cumulative or repetitive benefits, *32*, 72
cumulative or substitutional gifts, *21*, 391; *23*, 399
dependent relative revocation, *24*, 324; *27*, 519; *29*, 236
descendants, *37*, 367
direction to pay duties, gifts, *37*, 442
exclusion from probate of clauses inserted in will due to inadvertence or misundertanding, *38*, 53
family provision, *26*, 478; *30*, 71, 246, 247, 325, 326; *37*, 444
future gift, *27*, 221
general power, residuary bequest, *22*, 67
gift of business to son subject to annuity, *32*, **677**
gift of residence, *29*, 779
gift of residue on death of annuitants, *29*, 149
gift over, *27*, 424
WILLS—*cont.*
gift to attesting witness, *32*, 242
gift to brothers in enemy territory, *21*, **741**
gift to children and their children, *21*, **693**
gift to unincorporated non-charitable association, *35*, 381–383
grandchildren, *32*, 147
infants, *34*, 247
intention of testator, *33*, 415
interests postponed after majority, *21*, 293
intestate successors, *21*, 306
joint charge on several properties, *22*, 469
lapse, *31*, 286
legacies charged on lapsed share, *23*, 139
legacies subject to conditions and discretion as to handing over of capital, *29*, **781**
liability for unpaid purchase-money, *22*, 304
life interest to invalid sister, *31*, **698**
maintenance of helpless relative, *28*, **688**
male descendants, *35*, 379
mental defective, *32*, 496
misdirected codicils, *33*, 324
missing, *28*, 233
money, meaning of, *37*, 443
moneys in the bank, *25*, 165
mutual, *34*, 250
name and arms clause, *34*, 57
obscurity, *34*, 268
of married man, *25*, **738**
of testator abroad permitting residence in house, *27*, 715
omission, *21*, 308; *26*, 238
omission of dispositive material, *33*, 326
option, *29*, 237
option, personal or transmissible, *32*, 228
option to take at probate valuation, *32*, 226
partial intestacy, *23*, 400
partial revocation, *23*, 103
payment to servant, *22*, **694**
perpetuities, *26*, **76**
personal chattels, *30*, 70
postponement till 25...*21*, **715**
power of appointment, *26*, 30
providing for wife and daughter, *24*, **661**
public policy, *31*, 217
registration, *30*, **716**
residence for wife, *24*, **722**
revival, *28*, 77
revival of life interest, *32*, 144

[*Figures in italics indicate volume numbers.*]
[*Black figures indicate Precedents.*]

WILLS—*cont.*
rule in *Lassence* v. *Tierney*, *32*, 74
sailor, *26*, 397
setting up old peoples' home, *26*, **664**
shares, bequest of, *21*, 70
signature, *22*, 303; *24*, 245
envelope containing will, on, *38*, 442
testator's, position of, *38*, 442
soldiers', *22*, 302
solicitor's duty, *21*, 177, 248, 326, 397; *23*, 225
solicitor trustee, *32*, 73
stamp collection, *35*, 207
survivor, *26*, 398
WILLS—*cont.*
survivorship, *24*, 74, 75
testamentary expenses, trust to pay, whether includes estate duty, *38*, 53
to keep estate in family, *28*, **749**
ultimate trust for families, *30*, **666**
uncertainty, *31*, 286
undue influence, *23*, 61
unintentional revocation clauses, *33*, 323
very heir, *37*, 113
Wills Act 1963...*28*, 1

YOUTH CENTRE,
trust deed for, *26*, **739**